

**TWENTY-FIFTH DAY**

(Thursday, February 20, 1941)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Leonard.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Gandy
Allen	Garland
Allison	Gilmer
Alsup	Goodman
Anderson	Halsey
Avant	Hanna
Bailey	Hardeman
Baker	Hargis
Bean	Harris of Dallas
Bell	Harris of Hill
Benton	Hartzog
Blankenship	Heflin
Boone	Helpinstill
Brawner	Henderson
Bray	Hileman
Bridgers	Hobbs
Brown	Howington
Bruhl	Hoyo
Bullock	Huddleston
Bundy	Huffman
Burkett	Hughes
Burnaman	Humphrey
Carlton	Hutchinson
Carrington	Isaacks
Cato	Jones
Celaya	Kelly
Chambers	Kennedy
Clark	Kersey
Cleveland	Kinard
Coker	King
Colson, Mrs.	Klingeman
Connelly	Knight
Craig	Lansberry
Crossley	Lehman
Crosthwait	Leyendecker
Daniel	Little
Davis	Lock
Deen	Love
Dickson of Bexar	Lowry
Donald	Lucas
Dove	Lyle
Duckett	McAlister
Dwyer	McDonald
Ellis	McGlasson
Eubank	McLellan
Evans	McMurry
Favors	McNamara
Ferguson	Manford
Files	Manning
Fitzgerald	Markle
Fuchs	Martin

Matthews	Senterfitt
Mills	Sharpe
Montgomery	Shell
Moore	Simpson
Morgan	Skiles
Morris	Smith of Bastrop
Morse	Spacek
Murray	Spangler
Nicholson	Stanford
Pace	Stubbs
Parker	Taylor
Pevehouse	Thornton
Phillips	Turner
Rampy	Vale
Reed of Bowie	Voigt
Reed of Dallas	Walters
Ridgeway	Wattner
Roark	Weatherford
Roberts	White
Rhodes	Whitesides
Sallas	Winfree

**Absent—Excused**

Dickson of Nolan	Price
Howard	Smith of Atascosa
McCann	Stinson

A quorum was announced present.

Prayer was offered by Rev. George W. Coltrin, Chaplain, as follows:

"Almighty God, as we contemplate Thy greatness and realize the scope of Thy knowledge we are humbled by our own limitations. We need Thee to open right ways unto us, and to close the paths whose ends are bad. Remember us in mercy, though we may forget Thee, and lead us unto truth and righteousness in all our activities. In Christ's name. Amen."

**LEAVES OF ABSENCE GRANTED**

The following Members were granted leaves of absence on account of important business:

Mr. Smith of Atascosa for today on motion of Mr. Kinard.

Mr. Howard for today on motion of Mr. Hileman.

The following Members were granted leaves of absence on account of illness:

Mr. Price for today on motion of Mr. Matthews.

Mr. McCann for today on motion of Mr. Cato.

Mr. Stinson for today on motion of Mr. McMurry.

Mr. Dickson of Nolan for today on motion of Mr. Pevehouse.

#### HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. White:

H. B. No. 443, A bill to be entitled "An Act abolishing the death penalty in Texas and providing that no person may be given the death penalty upon conviction of any offense against the laws of this State; and declaring an emergency."

Referred to the Committee on Criminal Jurisprudence.

By Mr. Chambers and Mr. Fuchs:

H. B. No. 444, A bill to be entitled "An Act to amend H. B. No. 20, Acts of the 46th Legislature, Regular Session, reciting the legislative determination and declaration of policy; describing the consequence of soil erosion and the depletion of the fertility of the soil; reciting appropriate corrective methods; defining certain words and phrases used in this Act; establishing the State Soil Conservation Board; establishing five (5) State Districts; providing the manner of election of members of the State Soil Conservation Board; fixing the terms of office and defining the powers and duties of said members of said State Soil Conservation Board; providing for the creation of County Soil Conservation Committees; defining the duties and compensation of the members thereof; providing for the compensation of members of the State Soil Conservation Board; providing for the method by which vacancies on the State Soil Conservation Board shall be filled; providing for the creation of Soil Conservation Districts; providing the manner of selection of the supervisors of said Soil Conservation Districts; defining the powers, duties, and compensation of said supervisors acting for and through such Soil Conservation Districts; providing for the removal of supervisors; providing the manner of filling vacancies; providing for a

Board of Adjustment of three (3) members and fixing the method of appointment, the term of office, the duties, and compensation of Board of Adjustment members; providing for removal of officers under certain conditions and the filling of vacancies; providing for the creation of a special fund to be known as the "State Soil Conservation Fund" and appropriating such fund to the State Soil Conservation Board to be used in the administration of this Act; providing for a biennial audit and report to be made to the Governor of the State; providing an appropriation for the use of the State Board; providing the proper method of enforcement of such programs and regulations as may be promulgated by the several Districts described herein; providing method by which Soil Conservation Districts may be discontinued; repealing Senate Bill No. 227, Regular Session, Forty-fourth Legislature, page 504; providing that House Bill No. 13, Acts of the Forty-second Legislature, Regular Session, and House Bill No. 978, Regular Session, Forty-fourth Legislature, and Senate Bill No. 386, Acts of the Forty-fifth Legislature, Regular Session, shall be specifically preserved; providing that this Act shall be supplementary and complementary to all present laws, except those specifically repealed by this Act; providing this Act shall not impair nor impinge upon the rights, powers, and functions of certain Districts; providing separability clause; and declaring an emergency."

Referred to the Committee on Agriculture.

By Mr. Gilmer:

H. B. No. 445, A bill to be entitled "An Act validating all proceedings prior to February 10th, 1941, by the Boards of Trustees of independent school districts of the State of Texas authorizing the issuance of Bonds of such districts in the amount of not exceeding Twenty-five Thousand (\$25,000.00) Dollars, bearing interest at a rate of not exceeding three and one-half per centum (3½%) per annum, payable annually or semiannually, and maturing serially over a period of not ex-

ceeding twenty (20) years from their date, for the purpose of constructing and equipping public free school stadia within such districts; validating the tax levies made for the payment of such bonds; validating all such bonds authorized prior to February 10th, 1941, and which have been approved by the Attorney General, registered by the Comptroller, and sold prior to the effective date of this Act; enacting provisions incident thereto; providing a saving clause; and declaring an emergency."

Referred to the Committee on School Districts.

By Mr. Chambers:

H. B. No. 446, A bill to be entitled "An Act creating a special road law for Brown County, Texas; providing that said county may fund or refund into coupon bonds the scrip and time warrants outstanding against its road and bridge fund as of the 28th day of February, 1941; setting forth the method of said funding or refunding; validating all acts of the Commissioners' Court in issuing said scrip and time warrants, validating said scrip and time warrants; providing the General Laws of the State of Texas shall be applicable to Brown County when not in conflict herewith; providing this Act shall be cumulative of all General and Special Laws not in conflict herewith; providing a saving clause; and declaring an emergency."

Referred to the Committee on Counties.

By Mr. Shell (by request):

H. B. No. 447, A bill to be entitled "An Act authorizing the County Judge to employ a stenographer or clerk in any county having a population of not more than ten thousand, three hundred and eighty (10,380) and not less than ten thousand, three hundred and ninety (10,390) inhabitants, according to the last preceding Federal Census of 1940; regulating the salary of same; providing for payment of salary; providing for removal; and declaring an emergency."

Referred to the Committee on Counties.

By Mr. Bullock:

H. B. No. 448, A bill to be entitled "An Act amending Chapter 238 of the Acts of the Forty-third Legislature, Regular Session, by adding thereto a new section providing that the provisions of the Act shall not be construed to prohibit a person or corporation from transacting the necessary business incidental to the issuance, purchase, sale, or printing of bonds of school districts or other political subdivisions; and declaring an emergency."

Referred to the Committee on School Districts.

By Mr. Kersey and Mr. Alsop:

H. B. No. 449, A bill to be entitled "An Act requiring every person, firm or corporation, other than retail dealers, engaged in distributing or selling paper towels in the State of Texas to pay a Special Privilege Tax; requiring the keeping of records; and providing a penalty for its violation; and declaring an emergency."

Referred to the Committee on Revenue and Taxation.

By Mr. Morris:

H. B. No. 450, A bill to be entitled "An Act providing for the refunding of the State of Texas bonds held for the account of the Permanent School Fund; creating the 'State of Texas Refunding Bonds, Series of 1942, Interest and Sinking Fund'; amending Section 2 of Chapter 162, Acts of the Regular Session of the 43rd Legislature, as amended by Section 4 of Article IV of Chapter 495, Acts of the 3rd Called Session of the 44th Legislature; providing for and making an appropriation for the payment of such refunding bonds and interest thereon; making an appropriation to pay interest upon the bonds to be refunded; making an appropriation to pay the expenses incident to such refunding; and declaring an emergency."

Referred to the Committee on Appropriations.

By Mr. Boone:

H. B. No. 451, A bill to be entitled "An Act providing for a juvenile

court in each county of the State in the county or district courts already established; defining certain terms providing for the procedure in cases of delinquent children; manner of hearing; dispositional power of juvenile court; selection of custodial agency; providing for support of children committed to custodial agency; prescribing that records shall be confidential; permitting physical and mental examinations of children upon order of the court; prescribing places of detention; court session; cooperation; contempt; and methods of appeal; saving clause; repealing clause; and declaring effective date to be September 1, 1941."

Referred to the Committee on Judiciary and Uniform State Laws.

By Mr. Boone:

H. B. No. 452, A bill to be entitled "An Act to permit the commissioners' court of any county to appropriate out of the general fund of the county funds for the care and maintenance of and/or services to any needy child or children in such county; providing that boarding homes licensed by the Division of Child Welfare, State Department Public Welfare, shall be used for children to be detained or cared for away from their parents or guardians; permitting the juvenile judge to make a general order relative to the detention of children prior to court hearing; defining the term 'juvenile court'; declaring an emergency."

Referred to the Committee on Counties.

By Mr. Boone:

H. B. No. 453, A bill to be entitled "An Act amending Section 2 and Section 4 of Acts 1937, 45th Leg., p. 1328, Ch. 492, by changing the ages of boys and girls committed to the two respective State Schools for Delinquent Children to be the same for both boys and girls, viz., persons between the age of ten (10) and eighteen (18) years of age."

Referred to the Committee on Education.

#### MESSAGE FROM THE SENATE

Austin, Texas, February 20, 1941.

Hon. Homer Leonard, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

S. B. No. 52, A bill to be entitled "An Act making an appropriation out of any moneys in the State Treasury not otherwise appropriated for the Agricultural and Mechanical College of Texas for operating expenses of the Wool Scouring Plant at said College, and declaring an emergency."

S. B. No. 28, A bill to be entitled "An Act to repeal the Bosque County Fish Law, being Chapter 43, page 792, House Bill No. 957, in the Special Laws of the 46th Legislature, and declaring an emergency."

S. B. No. 144, A bill to be entitled "An Act amending Article 1133 of the Revised Civil Statutes of Texas, 1925, by changing the words 'four hundred' (400) to 'two hundred' (200) and providing that when a town or village may contain more than two hundred (200); etc.; and declaring an emergency."

S. B. No. 171, A bill to be entitled "An Act fixing the term of office of School Trustees of Independent School Districts, whether created under General Law or by Special Act of the Legislature, having seventy thousand (70,000) or more scholastics according to the last official scholastic census and wherein there may be situated a city having a population of three hundred seventy-five thousand (375,000) or more; etc.; and declaring an emergency."

S. B. No. 172, A bill to be entitled "An Act providing that the Commissioners' Courts in counties of more than five hundred thousand (500,000) population, according to the last preceding Federal census, shall have the authority to direct, control, employ, and discharge all building superintendents, janitors and other employees necessary to

the upkeep, etc.; and declaring an emergency."

S. B. No. 173, A bill to be entitled "An Act providing that no county having a population of not less than twenty-five thousand five hundred fifty (25,550), nor more than twenty-five thousand six hundred ten (25,610), according to the last preceding or future Federal Census, shall have a County Auditor; etc.; and declaring an emergency."

S. B. No. 19, A bill to be entitled "An Act to amend H. B. No. 30, Chap. 4, Acts of 1933, 1st Called Session of 43rd Legislature, etc., and declaring an emergency, and providing the Act shall take effect from and after its passage."

The Senate has appointed, by authority of H. C. R. No. 10, the following committee:

Senators Formby and Sulak.

Respectfully,

BOB BARKER,  
Secretary of the Senate.

#### SENATE BILLS ON FIRST READING

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

S. B. No. 28, to the Committee on Game and Fisheries.

S. B. No. 52, to the Committee on Appropriations.

S. B. No. 144, to the Committee on Municipal and Private Corporations.

S. B. No. 171, to the Committee on Counties.

S. B. No. 172, to the Committee on Counties.

S. B. No. 173, to the Committee on Counties.

S. B. No. 19, to the Committee on Counties.

#### BILLS ORDERED NOT PRINTED

On motion of Mr. Bell, House Bills Nos. 366, 367, 368 and 369 were ordered not printed.

On motion of Mr. Hartzog, House Bill No. 386 was ordered not printed.

On motion of Mr. Morse, Senate Bills Nos. 171 and 172 were ordered not printed.

On motion of Mr. Skiles, House Bill No. 422 was ordered not printed.

On motion of Mr. Voigt, Senate Bill No. 173 was ordered not printed.

#### ADDITIONAL SIGNERS OF BILLS AND RESOLUTIONS

By unanimous consent of the House, the following Members were authorized to sign bills and resolutions as coauthors of same, as follows:

Mr. Dickson of Bexar: H. J. R. No. 2.

Mr. Cato: House Bill No. 431 and H. J. R. No. 16.

Mr. Whitesides: House Bill No. 443.

Mr. Manning: House Bill No. 392.

#### RELATIVE TO PRIVILEGES OF THE FLOOR

Mr. Hileman offered the following resolution:

H. S. R. No. 122, Relative to Privileges of the Floor.

Be it resolved by the House of Representatives, That after the adoption of this resolution that no further invitations shall be extended to any individual or group of individuals, to address or in any way hinder the workings of this House.

The resolution was read second time.

Mr. McAlister moved that the resolution be referred to the Committee on Rules.

Mr. Anderson moved to table the motion to refer.

The motion to table was lost.

Question then recurring on the motion to refer the resolution to the Committee on Rules, it prevailed.

AUTHORIZING CERTAIN COR-  
RECTIONS IN HOUSE BILL  
NO. 328

Mr. Cato offered the following resolution:

H. C. R. No. 44, Authorizing Certain Corrections in House Bill No. 328.

Whereas, House Bill No. 328 has passed the House and Senate; and

Whereas, Said House Bill No. 328 contains a tyographical error; now therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the Enrolling Clerk of the House be authorized and directed to strike out the following: "twenty thousand, four hundred and ninety-five (20,495)" in lines 2 and 3 of Section 1, and insert in lieu thereof the following: "twenty thousand, four hundred and eighty (20,480)".

The resolution was read second time and was adopted.

(Mr. Reed of Dallas in the Chair.)

TO GRANT PERMISSION TO  
SUE THE STATE

Mr. Bailey offered the following resolution:

H. C. R. No. 45, Authorizing C. O. Kieffer to sue the State.

Whereas, On or about the month of January, 1940, the State Highway Department built a dump on the north side of Highway No. 80, about one and one-half miles east of Minneola, which dump crosses two branches of water running approximately north and south, and the Department failed to put in a culvert on the branch lying to the west, thereby filling it completely and stopping all drainage; and

Whereas, C. O. Kieffer owns a tract of land of 518 varas running east and west just north of said highway; and

Whereas, Said branches, both of them, served as drainage for his land; and

Whereas, From the construction of said dump and the stoppage of drainage through the branch lying to the west a considerable portion of his land has been constantly or for most of the time under water, due to the fact that the branch ly-

ing to the east is uphill from the branch lying to the west and, therefore, cannot take care of the drainage; and

Whereas, Said C. O. Kieffer has thus lost the use of a considerable portion of his land and has suffered actual damage thereby; therefore be it

Resolved by the House of Representatives of Texas, the Senate concurring, That said C. O. Kieffer is hereby granted permission to bring suit in any Court in Wood County, Texas, having jurisdiction of the amount in controversy against the State Highway Department or the State Highway Commission and/or against the State of Texas, to determine whether the closing of the branch above designated by the dump mentioned herein was due to the negligence of the State Highway Department as set out herein and to determine the amount of damages, if any, occasioned to said C. O. Kieffer, by reason of the stoppage of drainage on his land and resulting therefrom, and to recover judgment therefor; and be it further

Resolved, That service of citations and all the other necessary process may be had upon the State Highway Department by service upon any of the members of the State Highway Commission, and upon the State of Texas by service upon the Attorney General; and that the said suit be tried under the same rules of law, liability, and evidence and in like manner, as similar civil suits instituted against private corporations are tried; and be it further

Resolved, That no execution shall issue on any judgment that may be recovered by the said C. O. Kieffer, but that said judgment shall be and constitute a charge as for operation and administration expenses against the State Highway Department and shall be paid off and discharged as such.

The resolution was read second time and was referred by the Chair to the Committee on State Affairs.

INVITING HON. SAM JONES  
TO ADDRESS THE LEG-  
ISLATURE

Mr. Kinard offered the following resolution:

H. C. R. No. 46, Inviting Hon. Sam Jones to Address a Joint Session of the Legislature.

Whereas, It is reported that His Excellency, Sam Jones, Governor of our sister State of Louisiana, will be a visitor in Austin Monday, February 24, 1941; and

Whereas, The State of Texas and the Legislature of the State of Texas welcomes the distinguished visitor from our neighboring State and wishes for him a pleasant stay within the borders of our great commonwealth; and

Whereas, Such visits by distinguished statesmen are conducive to the building of good will, better relationship and exchange of constructive ideas; now, therefore, be it

Resolved, That His Excellency, Sam Jones, Governor of the State of Louisiana, be extended an invitation to address a joint assembly of the House of Representatives and the Texas Senate on Monday at 11 o'clock, or at such a time as is suitable to the plans of our visitor; and be it further

Resolved, That the Chief Clerk of the House of Representatives be instructed to forward to His Excellency, the Governor of Louisiana, a copy of this resolution.

KINARD,  
DONALD,  
HARGIS,  
AVANT,  
FERGUSON,  
DANIEL,  
NICHOLSON,  
MONTGOMERY,  
LOWRY,  
ALSUP,  
COKER,  
LOCK,  
BURNAMAN.

The resolution was read second time and was adopted.

#### CONCERNING EXPENSE ACCOUNTS OF MEMBERS

Mr. Lowry offered the following resolution:

H. S. R. No. 127, Concerning Expense Accounts of Members.

Whereas, The correspondence of all the Members is extremely heavy at this Session of the Legislature; and

Whereas, There is a greatly increased demand for supplies, stamps, telephone and telegraph service; and

Whereas, The limit set on the amount allowed Members for these items will prove insufficient in many instances; now

Therefore, be it resolved, That the Committee on Contingent Expenses be authorized at their discretion to increase the expense allowances to an amount sufficient to enable the Members to properly take care of their official duties.

Be it further resolved, That the Committee take into consideration the area, population, and distance from the Capitol of the various Members' districts in determining the amounts to be allowed.

The resolution was read second time.

On motion of Mr. Hanna, the resolution was referred to the Committee on Contingent Expenses.

#### SENATE BILL NO. 91 ON SECOND READING

The Chair laid before the House, on its second reading and passage to third reading,

S. B. No. 91, A bill to be entitled "An Act to declare and recognize for all tax purposes, post, camp or unit exchanges established and operated within the State of Texas, by or in conjunction with the United States Military Forces, instrumentalities and agencies of the United States, etc., and declaring an emergency and for other purposes."

The bill was read second time.

Mr. Taylor offered the following committee amendment to the bill:

Amend Senate Bill No. 91 by striking out everything below the enacting clause and substitute in lieu thereof the following:

Section 1. Post, Camp, or Unit Exchanges established and operated within the State of Texas, by or in conjunction with the United States Military, Naval or Marine forces, on Military, Naval or Marine Posts, Camps, Stations or Reservations, including any locality within this State where a contonment camp is located

and erected, where officers, soldiers, sailors, nurses, or marines of the United States Army, Navy or Marine Corps are being trained, are hereby declared to be, and are recognized for all tax purposes as instrumentalities and agencies of the United States Government.

Sec. 2. It is further provided that the provisions of this law shall extend to and apply to any authorized branch of a post, camp or unit exchange which may be established for the exclusive benefit of the officers, soldiers, sailors, nurses or marines in the Army, Navy or Marine Corps of the United States at any time that said officers, soldiers, sailors, nurses or marines shall be on authorized military maneuvers. It being the express intent of the Legislature by this Act to allow soldiers, sailors, nurses and marines in the Army, Navy and Marine Corps of the United States, to purchase cigarettes from the camp, unit, or post exchange without paying the State stamp tax thereon. It is also expressly provided that this law shall not be construed as authorizing any person or persons whatsoever, other than those persons authorized by Federal Law and Army, Navy or Marine Corps regulations to purchase cigarettes from a camp, unit, or post exchange, or on authorized military maneuvers without paying the State stamp tax as provided by law thereon.

Sec. 3. It is further provided that no officers, soldiers, sailors, nurses or marines, in the Army, Navy, or Marine Corps of the United States shall remove from the confines of any military or naval post or reservation cigarettes in quantities of more than forty (40) cigarettes or shall resell or distribute to any person, persons, firm or corporation any cigarettes in quantities of more than forty (40) cigarettes which have been purchased from a camp, post, or unit exchange under the provisions of this Act. Any person, firm, or corporation who knowingly removes from such reservations any cigarettes or purchases or receives any cigarettes in violation of this provision shall be subject to the penalties provided in this law. The possession of more than forty (40) cigarettes by any of the

foregoing named persons without the State tax stamp affixed thereto at any place in Texas other than a military or naval post or reservation shall be a violation of this Act and shall be prima facie evidence that such cigarettes are possessed for the purpose of a sale in Texas without the State tax stamps affixed.

Sec. 4. It is further recognized, declared and provided that the provisions of Section 2, Chapter 241, Acts of the Regular Session of the 44th Legislature, with amendments, relating to "first sale" of cigarettes does not apply to sales by such post, camp or unit exchanges under the conditions specified in the preceding sections of this law or to sales in accordance with such specified conditions to such post, camp or unit exchanges by a licensed cigarette distributor in Texas.

Sec. 5. Any person, firm, or corporation violating any of the provisions of this Act shall be guilty of a misdemeanor and shall be punished by fine of not less than One Hundred Dollars (\$100.00), or thirty days in jail, nor more than Five Hundred Dollars (\$500.00), or six months in jail, or by both such fine and imprisonment. Each violation of any of the provisions of this Act shall be considered a separate offense.

Sec. 6. If any section, sentence, clause, or part of this Act is for any reason held to be unconstitutional, such decision shall not affect the remaining portions of this Act. The Legislature hereby declares that it would have passed this Act and each section, sentence, clause, and part thereof despite the fact that one or more section, sentences, clauses, or parts thereof be declared unconstitutional.

Sec. 7. The fact that the present increase in the number of the various armed components is continuing within the State at such a rapid rate and the matter of the determination of such taxation requirements is constantly arising and the levy of taxes on such exchanges imposes an unjust hardship upon the individual soldier now in the service of his country creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three separate



days in each House be suspended and that the same is hereby suspended and this Act shall take effect and be in force from and after its passage, and it is so enacted.

The committee amendment was adopted.

Mr. Taylor offered the following committee amendment to the bill:

Amend Senate Bill No. 91 by striking out everything above the enacting clause and substitute in lieu thereof the following:

#### A BILL

#### To Be Entitled

An Act to declare and recognize for all tax purposes post, camp or unit exchanges established and operated within the State of Texas, by or in conjunction with the United States Military, Naval, or Marine Forces, instrumentalities and agencies of the United States; providing that taxes on sale of cigarettes shall not apply to sales to or by such post, camp or unit exchanges where made to officers, soldiers, sailors, nurses, and marines, in the Army, Navy, or Marine Corps of the United States; providing at what places, and under what conditions sales may be made to officers, soldiers, sailors, nurses, and marines of the United States; prohibiting removal of cigarettes from Federal reservation or the resale and distribution of cigarettes purchased from exchanges in amounts of forty (40) cigarettes or more, which were originally procured from camp, unit or post exchanges; prohibiting the purchase of such cigarettes in violation of this Act; making possession of more than forty (40) cigarettes by persons named in this Act prima facie violation; providing a penalty for violation of this Act by making it a misdemeanor, and declaring each violation to be a separate offense; providing a "savings clause" to the effect that if any provision of this Act shall be held invalid or unconstitutional the other provisions shall not be affected and declaring an emergency and for other purposes.

The committee amendment was adopted.

Senate Bill No. 91 was then passed to third reading.

#### SENATE BILL NO. 91 ON THIRD READING

Mr. Taylor moved that the Constitutional Rule requiring bills to be read on three several days be suspended, and that Senate Bill No. 91 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—123

Allen	Fitzgerald
Allison	Fuchs
Alsup	Gandy
Anderson	Goodman
Avant	Halsey
Bailey	Hanna
Bean	Hargis
Bell	Harris of Dallas
Benton	Harris of Hill
Blankenship	Hartzog
Boone	Helpinstill
Brawner	Henderson
Bray	Hileman
Bridgers	Hoyo
Brown	Huddleston
Bruhl	Hughes
Bullock	Hutchinson
Bundy	Jones
Burkett	Kelly
Burnaman	Kennedy
Carlton	Kersey
Carrington	Kinard
Cato	King
Chambers	Klingeman
Clark	Knight
Cleveland	Lansberry
Coker	Lehman
Colson, Mrs.	Leyendecker
Connelly	Little
Craig	Lock
Crossley	Love
Crosthwait	Lowry
Davis	Lucas
Deen	Lyle
Dickson of Bexar	McAlister
Donald	McDonald
Dove	McGlasson
Duckett	McLellan
Dwyer	McMurry
Ellis	McNamara
Eubank	Manford
Favors	Manning
Ferguson	Markle

Matthews	Sharpe
Mills	Shell
Montgomery	Simpson
Morgan	Skiles
Morris	Smith of Bastrop
Morse	Spangler
Murray	Stubbs
Pace	Taylor
Pevehouse	Thornton
Phillips	Turner
Rampy	Vale
Reed of Bowie	Voigt
Reed of Dallas	Walters
Ridgeway	Wattner
Roark	Weatherford
Roberts	White
Rhodes	Whitesides
Senterfitt	Winfree

## Nays—8

Files	Huffman
Garland	Parker
Hobbs	Spacek
Howington	Stanford

## Present—Not Voting

Baker

## Absent

Celaya	Humphrey
Daniel	Isaacks
Evans	Martin
Gilmer	Moore
Hardeman	Nicholson
Heflin	Sallas

## Absent—Excused

Dickson of Nolan	Price
Howard	Smith of Atascosa
McCann	Stinson

The Chair then laid Senate Bill No. 91 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—114

Allen	Bray
Allison	Bridgers
Alsup	Brown
Anderson	Bruhl
Avant	Bullock
Bailey	Bundy
Bean	Burkett
Bell	Burnaman
Benton	Carlton
Blankenship	Carrington
Boone	Cato
Brawner	Celaya

Chambers	Love
Clark	Lowry
Coker	Lucas
Colson, Mrs.	Lyle
Connelly	McAlister
Craig	McDonald
Crossley	McGlasson
Crosthwait	McMurry
Davis	McNamara
Deen	Manford
Donald	Manning
Dove	Markle
Dwyer	Martin
Ellis	Matthews
Eubank	Mills
Evans	Montgomery
Ferguson	Moore
Fitzgerald	Morgan
Fuchs	Morris
Gandy	Morse
Hanna	Murray
Hardeman	Pace
Hargis	Pevehouse
Harris of Dallas	Phillips
Harris of Hill	Reed of Bowie
Hartzog	Ridgeway
Heflin	Roark
Helpinstill	Roberts
Henderson	Senterfitt
Hileman	Sharpe
Hoyo	Shell
Huddleston	Simpson
Hughes	Smith of Bastrop
Hutchinson	Spangler
Jones	Stubbs
Kelly	Taylor
Kennedy	Thornton
Kersey	Turner
Kinard	Vale
Klingeman	Walters
Knight	Wattner
Lansberry	Weatherford
Lehman	White
Leyendecker	Whitesides
Little	Winfree

## Nays—13

Files	Parker
Garland	Rampy
Hobbs	Skiles
Howington	Spacek
Huffman	Stanford
Lock	Voigt
McLellan	

## Absent

Baker	Favors
Cleveland	Gilmer
Daniel	Goodman
Dickson of Bexar	Halsey
Duckett	Humphrey

Isaacks  
King  
Nicholson

Reed of Dallas  
Rhodes  
Sallas

Absent—Excused

Dickson of Nolan Price  
Howard Smith of Atascosa  
McCann Stinson

### HOUSE BILL NO. 95 ON THIRD READING

The Chair laid before the House, as unfinished business, on its final passage,

H. B. No. 95, A bill to be entitled "An Act authorizing the Commissioners Court of any county having a population of not less than three hundred twenty thousand (320,000), and not more than three hundred sixty thousand (360,000), according to the last United States Census, to rent or let to any landowner any tractor, grader, machinery or equipment belonging to said county to be used exclusively upon land belonging to such owner situated in said county, in the construction of terraces, dikes and ditches for the purposes of said conservation and soil erosion prevention and for the purpose of constructing water tanks and reservoirs; and declaring an emergency."

The bill having heretofore been read third time with amendment by Mr. Dickson of Bexar pending.

(Speaker in the Chair.)

Mr. Dickson of Bexar moved that House Bill No. 95 be recommitted to the Committee on Counties.

Mr. Dickson of Bexar withdrew the pending motion and the amendment.

House Bill No. 95 was then passed by the following vote:

Yeas—114

Allen	Boone
Allison	Brawner
Alsup	Bray
Anderson	Bridgers
Avant	Brown
Bailey	Bruhl
Bell	Bullock
Benton	Bundy
Blankenship	Burkett

Burnaman  
Carlton  
Carrington  
Cato  
Clark  
Coker  
Colson, Mrs.  
Connelly  
Crossley  
Crosthwait  
Daniel  
Davis  
Deen  
Donald  
Dove  
Duckett  
Dwyer  
Ellis  
Eubank  
Evans  
Ferguson  
Files  
Gandy  
Garland  
Goodman  
Halsey  
Hanna  
Hardeman  
Hargis  
Harris of Dallas  
Harris of Hill  
Heflin  
Helpinstill  
Henderson  
Hobbs  
Howington  
Hoyo  
Huddleston  
Huffman  
Jones  
Kelly  
Kennedy  
King  
Klingeman  
Knight  
Lansberry  
Leyendecker  
Little

Lock  
Love  
Lowry  
Lucas  
Lyle  
McAlister  
McDonald  
McGlasson  
McMurry  
McNamara  
Manford  
Manning  
Markle  
Matthews  
Mills  
Montgomery  
Moore  
Morgan  
Morris  
Morse  
Murray  
Pace  
Parker  
Pevehouse  
Rampy  
Reed of Bowie  
Reed of Dallas  
Ridgeway  
Roberts  
Rhodes  
Senterfitt  
Shell  
Simpson  
Skiles  
Smith of Bastrop  
Spacek  
Spangler  
Stubbs  
Thornton  
Turner  
Vale  
Voigt  
Walters  
Wattner  
Weatherford  
White  
Whitesides  
Winfree

Nays—1

Martin

Present—Not Voting

Baker	Isaacks
Craig	Kersey
Dickson of Bexar	Kinard
Favors	Lehman
Fitzgerald	McLellan
Fuchs	Phillips
Hileman	Roark
Hughes	Sharpe
Hutchinson	Taylor

## Absent

Bean	Hartzog
Celaya	Humphrey
Chambers	Nicholson
Cleveland	Sallas
Gilmer	Stanford

## Absent—Excused

Dickson of Nolan	Price
Howard	Smith of Atascosa
McCann	Stinson

HOUSE BILL NO. 31 ON  
SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 31, A bill to be entitled "An Act to provide that in all suits on account of the defalcation of, or misapplication or misappropriation of money by, any public officer in this State the official bond or bonds of such officers executed after this Act takes effect shall inure to the benefit of the persons aggrieved by such defalcation, misapplication or misappropriation occurring during the period covered by such bonds, and that for all purposes of limitation such suits by such persons on such bonds shall be considered and treated as actions for debt founded upon a contract in writing and governed by the four years statute of limitation."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 31 ON  
THIRD READING

Mr. Clark moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that House Bill No. 31 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—129

Allison	Bell
Alsup	Benton
Anderson	Blankenship
Avant	Boone
Bailey	Brawner
Baker	Bray
Bean	Bridgers

Brown
Bruhl
Bullock
Bundy
Burkett
Burnaman
Carlton
Carrington
Cato
Celaya
Clark
Cleveland
Coker
Colson, Mrs.
Connelly
Craig
Crossley
Crothwait
Daniel
Davis
Deen
Donald
Dove
Duckett
Ellis
Eubank
Evans
Favors
Files
Fitzgerald
Fuchs
Gandy
Garland
Goodman
Hanna
Hardeman
Hargis
Harris of Dallas
Harris of Hill
Hartzog
Heflin
Helpinstill
Henderson
Hileman
Hobbs
Howington
Hoyo
Huddleston
Huffman
Hughes
Humphrey
Hutchinson
Isaacks
Jones
Kelly
Kennedy
Kersey
Klingeman

Knight
Lansberry
Lehman
Leyendecker
Little
Lock
Love
Lowry
Lucas
Lyle
McAlister
McDonald
McGlasson
McLellan
McMurry
McNamara
Manford
Manning
Markle
Martin
Matthews
Mills
Montgomery
Moore
Morgan
Morris
Morse
Murray
Pace
Parker
Phillips
Rampy
Reed of Bowie
Reed of Dallas
Ridgeway
Roark
Roberts
Rhodes
Senterfitt
Sharpe
Shell
Simpson
Smith of Bastrop
Spacek
Spangler
Stanford
Stubbs
Taylor
Thornton
Turner
Vale
Walters
Wattner
Weatherford
White
Whitesides
Winfree

## Absent

Allen	Dickson of Bexar
Chambers	Dwyer

Ferguson  
Gilmer  
Halsey  
Kinard  
King

Nicholson  
Pevehouse  
Sallas  
Skiles  
Voigt

Absent—Excused

Dickson of Nolan Price  
Howard Smith of Atascosa  
McCann Stinson

The Speaker then laid House Bill No. 31 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—127

Allen  
Allison  
Alsup  
Anderson  
Avant  
Bailey  
Baker  
Bean  
Bell  
Benton  
Boone  
Brawner  
Bray  
Bridgers  
Brown  
Bruhl  
Bullock  
Bundy  
Burkett  
Burnaman  
Carlton  
Carrington  
Cato  
Celaya  
Clark  
Cleveland  
Coker  
Colson, Mrs.  
Connelly  
Craig  
Crossley  
Crosthwait  
Daniel  
Davis  
Dove  
Duckett  
Evans  
Ellis  
Eubank  
Ferguson  
Files  
Fitzgerald  
Fuchs

Gandy  
Garland  
Goodman  
Halsey  
Hanna  
Hardeman  
Harris of Dallas  
Harris of Hill  
Hartzog  
Hefin  
Helpinstill  
Henderson  
Hileman  
Hobbs  
Howington  
Hoyo  
Huddleston  
Huffman  
Hughes  
Humphrey  
Jones  
Kelly  
Kennedy  
Kersey  
King  
Klingeman  
Knight  
Lansberry  
Lehman  
Leyendecker  
Little  
Lock  
Love  
Lowry  
Lucas  
Lyle  
McAlister  
McDonald  
McGlasson  
McLellan  
McMurry  
McNamara  
Manford

Manning  
Markle  
Martin  
Matthews  
Montgomery  
Moore  
Morgan  
Morris  
Morse  
Murray  
Pace  
Parker  
Pevehouse  
Phillips  
Rampy  
Reed of Bowie  
Reed of Dallas  
Ridgeway  
Roark  
Roberts  
Rhodes

Senterfitt  
Sharpe  
Shell  
Simpson  
Skiles  
Smith of Bastrop  
Spacek  
Spangler  
Stanford  
Stubbs  
Taylor  
Thornton  
Turner  
Vale  
Walters  
Wattner  
Weatherford  
White  
Whitesides  
Winfree

Absent

Blankenship Hargis  
Chambers Hutchinson  
Deen Isaacks  
Dickson of Bexar Kinard  
Donald Mills  
Dwyer Nicholson  
Favors Sallas  
Gilmer Voigt

Absent—Excused

Dickson of Nolan Price  
Howard Smith of Atascosa  
McCann Stinson

#### HOUSE BILL NO. 34 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 34, A bill to be entitled "An Act to provide for the appointment of Commissioners to the National Conference of Commissioners on Uniform State Laws; providing their terms of office; defining their duties and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### HOUSE BILL NO. 34 ON THIRD READING

Mr. Isaacks moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that House Bill No. 34 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—128

Allen	Howington
Allison	Huddleston
Alsup	Huffman
Anderson	Hughes
Avant	Humphrey
Bailey	Isaacks
Baker	Jones
Bean	Kelly
Blankenship	Kennedy
Boone	Kersey
Brawner	Kinard
Bray	King
Bridgers	Klingeman
Brown	Knight
Bruhl	Lansberry
Bullock	Lehman
Bundy	Leyendecker
Burkett	Little
Burnaman	Lock
Carlton	Love
Carrington	Lowry
Cato	Lucas
Chambers	Lyle
Clark	McAlister
Cleveland	McDonald
Coker	McGlasson
Colson, Mrs.	McLellan
Connelly	McMurry
Craig	McNamara
Crossley	Manford
Crothwait	Manning
Daniel	Markle
Davis	Martin
Deen	Matthews
Donald	Mills
Dove	Montgomery
Duckett	Moore
Ellis	Morgan
Eubank	Morris
Evans	Morse
Favors	Murray
Ferguson	Pace
Files	Parker
Fitzgerald	Pevehouse
Gandy	Phillips
Goodman	Rampy
Halsey	Reed of Bowie
Hanna	Reed of Dallas
Hardeman	Ridgeway
Hargis	Roark
Harris of Dallas	Roberts
Harris of Hill	Rhodes
Hartzog	Senterfitt
Heflin	Sharpe
Helpinstill	Skiles
Henderson	Smith of Bastrop
Hileman	Spacek
Hobbs	Spangler

Stanford  
Stubbs  
Taylor  
Thornton  
Turner  
Vale

Voigt  
Wattner  
Weatherford  
White  
Whitesides  
Winfree

## Absent

Bell	Hoyo
Benton	Hutchinson
Celaya	Nicholson
Dickson of Bexar	Sallas
Dwyer	Shell
Fuchs	Simpson
Garland	Walters
Gilmer	

## Absent—Excused

Dickson of Nolan	Price
Howard	Smith of Atascosa
McCann	Stinson

The Speaker then laid House Bill No. 34 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—135

Allen	Crothwait
Allison	Daniel
Alsup	Davis
Anderson	Deen
Avant	Donald
Bailey	Dove
Baker	Duckett
Bean	Ellis
Bell	Eubank
Benton	Evans
Blankenship	Favors
Boone	Ferguson
Brawner	Files
Bray	Fitzgerald
Bridgers	Gandy
Brown	Garland
Bruhl	Goodman
Bullock	Halsey
Bundy	Hanna
Burkett	Hardeman
Burnaman	Hargis
Carlton	Harris of Dallas
Carrington	Harris of Hill
Cato	Hartzog
Chambers	Heflin
Clark	Helpinstill
Cleveland	Henderson
Coker	Hileman
Colson, Mrs.	Hobbs
Connelly	Howington
Craig	Hoyo

Huddleston	Morgan
Huffman	Morris
Hughes	Morse
Humphrey	Murray
Hutchinson	Pace
Isaacks	Parker
Jones	Pevehouse
Kelly	Phillips
Kennedy	Rampy
Kersey	Reed of Bowie
Kinard	Reed of Dallas
King	Ridgeway
Klingeman	Roark
Knight	Roberts
Lansberry	Rhodes
Lehman	Senterfitt
Leyendecker	Sharpe
Little	Shell
Lock	Simpson
Love	Skiles
Lowry	Smith of Bastrop
Lucas	Spacek
Lyle	Spangler
McAlister	Stanford
McDonald	Stubbs
McGlasson	Taylor
McLellan	Thornton
McMurry	Turner
McNamara	Vale
Manford	Voigt
Manning	Walters
Markle	Wattner
Martin	Weatherford
Matthews	White
Mills	Whitesides
Montgomery	Winfree
Moore	

**Absent**

Celaya	Fuchs
Crossley	Gilmer
Dickson of Bexar	Nicholson
Dwyer	Sallas

**Absent—Excused**

Dickson of Nolan	Price
Howard	Smith of Atascosa
McCann	Stinson

**HOUSE BILL NO. 101 ON  
SECOND READING**

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 101, A bill to be entitled "An Act amending Article 2250, R. C. S. (1925), so as to authorize an appeal from certain interlocutory orders of the County Court, and declaring an emergency."

The bill was read second time and was passed to engrossment.

(Mr. Little in the Chair.)

**HOUSE BILL NO. 101 ON  
THIRD READING**

Mr. Favors moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that House Bill No. 101 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—137**

Allen	Fitzgerald
Allison	Fuchs
Alsup	Gandy
Anderson	Garland
Avant	Goodman
Bailey	Halsey
Baker	Hanna
Bean	Hardeman
Bell	Hargis
Benton	Harris of Dallas
Blankenship	Harris of Hill
Boone	Hartzog
Brawner	Heflin
Bray	Helpinstill
Bridgers	Henderson
Brown	Hileman
Bruhl	Hobbs
Bullock	Howington
Bundy	Hoyo
Burkett	Huddleston
Carlton	Huffman
Carrington	Hughes
Cato	Humphrey
Celaya	Hutchinson
Clark	Isaacks
Cleveland	Jones
Coker	Kelly
Colson, Mrs.	Kennedy
Connelly	Kersey
Craig	Kinard
Crossley	King
Crothwait	Klingeman
Daniel	Knight
Davis	Lansberry
Deen	Lehman
Donald	Leyendecker
Dove	Little
Duckett	Lock
Ellis	Love
Evans	Lowry
Eubank	Lucas
Favors	Lyle
Ferguson	McAlister
Files	McDonald

McGlasson	Roark
McLellan	Roberts
McMurry	Rhodes
McNamara	Senterfitt
Manford	Sharpe
Manning	Shell
Markle	Simpson
Martin	Skiles
Matthews	Smith of Bastrop
Mills	Spacek
Montgomery	Spangler
Moore	Stanford
Morgan	Stubbs
Morris	Taylor
Morse	Thornton
Murray	Turner
Nicholson	Vale
Pace	Voigt
Parker	Walters
Pevehouse	Wattner
Phillips	Weatherford
Rampy	White
Reed of Bowie	Whitesides
Reed of Dallas	Winfree
Ridgeway	

## Absent

Burnaman	Dwyer
Chambers	Gilmer
Dickson of Bexar	Sallas

## Absent—Excused

Dickson of Nolan	Price
Howard	Smith of Atascosa
McCann	Stinson

The Chair then laid House Bill No. 101 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—132

Allen	Carlton
Allison	Carrington
Alsup	Cato
Anderson	Celaya
Avant	Clark
Bailey	Cleveland
Baker	Coker
Bean	Colson, Mrs.
Bell	Connelly
Benton	Craig
Blankenship	Crossley
Boone	Crosthwait
Brawner	Daniel
Bray	Davis
Bridgers	Deen
Brown	Donald
Bruhl	Dove
Bundy	Duckett
Burkett	Dwyer

Eubank	McGlasson
Evans	McLellan
Favors	McMurry
Ferguson	McNamara
Files	Manford
Fitzgerald	Manning
Fuchs	Markle
Gandy	Martin
Garland	Matthews
Goodman	Mills
Halsey	Moore
Hanna	Morgan
Hardeman	Morris
Hargis	Morse
Harris of Dallas	Murray
Harris of Hill	Nicholson
Hartzog	Pace
Heflin	Pevehouse
Helpinstill	Phillips
Henderson	Rampy
Hileman	Reed of Bowie
Hobbs	Reed of Dallas
Howington	Ridgeway
Hoyo	Roark
Huddleston	Roberts
Huffman	Rhodes
Hughes	Senterfitt
Humphrey	Sharpe
Hutchinson	Shell
Jones	Simpson
Kelly	Skiles
Kennedy	Smith of Bastrop
Kersey	Spacek
King	Spangler
Klingeman	Stanford
Knight	Stubbs
Lansberry	Taylor
Lehman	Thornton
Leyendecker	Turner
Little	Vale
Lock	Voigt
Love	Walters
Lowry	Wattner
Lucas	Weatherford
Lyle	White
McAlister	Whitesides
McDonald	Winfree

## Present—Not Voting

Parker

## Absent

Bullock	Gilmer
Burnaman	Isaacks
Chambers	Kinard
Dickson of Bexar	Montgomery
Ellis	Sallas

## Absent—Excused

Dickson of Nolan	Price
Howard	Smith of Atascosa
McCann	Stinson

(Speaker in the Chair.)



**ADOPTION OF CONFERENCE  
COMMITTEE REPORT ON  
SENATE BILL NO. 42**

Mr. Chambers submitted the following Conference Committee report on Senate Bill No. 42:

Austin, Texas,  
February 20, 1941.

Hon. Coke R. Stevenson, President  
of the Senate.

Hon. Homer Leonard, Speaker of the  
House of Representatives.

Sirs: We, your Conference Committee appointed to adjust the differences between the House and Senate on S. B. No. 42, beg leave to submit the following report and recommend that it do pass in the form hereto attached.

Respectfully submitted,  
METCALFE,  
STONE,  
AIKIN,  
LOVELADY,  
LANNING,  
On the part of the Senate.

CHAMBERS,  
HUMPHREY,  
PHILLIPS,  
LYLE,  
CELAYA,  
On the part of the House.

S. B. No. 42,

**A BILL**

**To Be Entitled**

**An Act providing for a supplemental scholastic census in School Districts where there is an unusual increase in population due to proximity of National Defense Agencies; providing for the request by County Superintendents for such census; directing the State Superintendent of Public Instruction to require the census and to approve a supplemental census roll of the Districts; providing that said supplemental roll shall be a part of the original census of the District the same as if it had been taken in March; providing for the payment of scholastic apportionment in accordance with said supplemental scholastic census; providing that such supplemental census shall be taken not later than March 15th of any fiscal year, and providing that no adjustment of scholastic**

**apportionment shall be in an amount more than that necessary to care for the needs of such District; and providing for approval by the State Department of Education; providing for only one supplemental scholastic census in any one District annually; and declaring an emergency.**

**Be It Enacted by the Legislature of the State of Texas:**

**Section 1. It is hereby provided that in cases of an unusual increase of the scholastic population of any School District, caused by the location therein or adjacent thereto or whose scholastic population is materially increased by any of the National Defense Agencies, such as army camps, naval training stations, ship yards, flying fields, munition works, or any other agency whose purpose is to further the National Defense, or by the production of oil, gas or other natural resources necessary in the program of National Defense, and whose creation results in an unusual increase in the scholastic population of any School District, upon the certified request of the County Superintendent of the county in which such an unusual increase exists, the State Superintendent of Public Instruction shall require a supplemental scholastic census to be taken immediately of the District involved. In the event that the census herein authorized shows a substantial increase in the scholastic population, the State Superintendent of Public Instruction shall approve a supplemental census roll, adding the names of the additional eligible scholastics to the rolls of the District. Said supplement of the scholastic census roll shall be considered a part of the original census as if it were taken in the last preceding month of March, and the scholastic apportionment shall be paid in accordance with said scholastic population. Provided further, that such supplemental census shall be taken not later than March 15th of any fiscal year and no adjustment of scholastic apportionment to any District entitled thereto shall be in an amount more than that necessary for the additional expenditures needed to care for the needs of such Districts, and which shall be approved**

by the State Department of Education.

Sec. 2. The State Superintendent of Public Instruction is not authorized by this Act to provide for more than one supplemental scholastic census annually in any one District.

Sec. 3. The fact that recently many army camps, naval training stations, flying fields, ship yards, munitions plants and other National Defense agencies have been located in Texas, thereby greatly increasing the scholastic population of many Districts, causing need for additional school facilities, creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days be, and the same is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

On motion of Mr. Chambers, the report was adopted by the following vote:

Yeas—131

Allen	Donald
Allison	Dove
Alsup	Duckett
Anderson	Ellis
Avant	Eubank
Bailey	Evans
Baker	Favors
Bean	Ferguson
Benton	Files
Blankenship	Fitzgerald
Boone	Fuchs
Brawner	Gandy
Bray	Garland
Bridgers	Goodman
Brown	Halsey
Bruhl	Hanna
Bundy	Hardeman
Burkett	Hargis
Burnaman	Harris of Dallas
Carlton	Harris of Hill
Carrington	Hartzog
Cato	Heflin
Chambers	Helpinstill
Clark	Henderson
Cleveland	Hileman
Coker	Hobbs
Colson, Mrs.	Howington
Connelly	Hoyo
Craig	Huddleston
Crosthwait	Huffman
Daniel	Hughes
Davis	Humphrey
Deen	Hutchinson

Isaacks	Morris
Jones	Morse
Kelly	Murray
Kennedy	Nicholson
Kersey	Pace
Kinard	Parker
King	Pevehouse
Klingeman	Phillips
Knight	Rampy
Lansberry	Reed of Bowie
Lehman	Reed of Dallas
Leyendecker	Ridgeway
Little	Roark
Lock	Roberts
Love	Rhodes
Lowry	Senterfitt
Lucas	Sharpe
Lyle	Shell
McAlister	Simpson
McDonald	Smith of Bastrop
McGlasson	Spacek
McLellan	Spangler
McMurry	Stanford
McNamara	Stubbs
Manford	Taylor
Manning	Thornton
Markle	Voigt
Martin	Walters
Matthews	Wattner
Mills	Weatherford
Montgomery	White
Moore	Whitesides
Morgan	Winfree

Absent

Bell	Gilmer
Bullock	Sallas
Celaya	Skiles
Crossley	Turner
Dickson of Bexar	Vale
Dwyer	

Absent—Excused

Dickson of Nolan	Price
Howard	Smith of Atascosa
McCann	Stinson

HOUSE BILL NO. 106 ON  
SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 106, A bill to be entitled "An Act amending Section 3 of Article 8306, Revised Civil Statutes of Texas, 1925, by providing that if associations become insolvent the employer shall be liable for the compensation provided for herein; and declaring an emergency."

The bill was read second time.

Mr. McNamara moved that House Bill No. 106 be recommitted to the Committee on Insurance.

Mr. Heflin moved to table the motion to recommit.

The motion to table was lost.

Question then recurring on the motion to recommit H. B. No. 106 to the Committee on Insurance, it prevailed.

Mr. McNamara moved to reconsider the vote by which H. B. No. 106 was recommitted and to table the motion to reconsider.

The motion to table prevailed.

#### ADOPTION OF CONFERENCE COMMITTEE REPORT ON S. C. R. NO. 15

Mr. King submitted the following Conference Committee report on Senate Concurrent Resolution No. 15:

Austin, Texas,

February 20, 1941.

Hon. Coke Stevenson, President of the Senate;

Hon. Homer Leonard, Speaker of the House of Representatives.

Gentlemen: We, your Conference Committee appointed to adjust the differences between the Senate and the House on S. C. R. No. 15, after due consideration, recommend that the free conference report hereto attached be in all things adopted.

Respectfully,

MOFFETT,

SMITH,

FORMBY,

On the part of the Senate.

KING,

ANDERSON,

BUNDY,

MARTIN,

On the part of the House.

S. C. R. No. 15, Authorizing the Lending by the State Highway Department of Guard Wire to the Park System of the City of Seymour, and the School Systems of the Cities of Quanah, Chillicothe, and Crowell, and to the Commissioners Court of Bexar County.

Whereas, The State Highway Department of Texas has a large quantity of discarded guard wire in Hardeman, Foard, Baylor, and Bexar, and adjacent counties; and

Whereas, It is anticipated that a large number of athletic events will be held in the county seats of said counties, as well as in at least one other town in said counties during the Spring and Summer of this year; and

Whereas, It will be necessary and of much importance to the public officials in these counties, and more particularly to the city authorities of the City of Seymour and to the school authorities of the City of Quanah, the City of Chillicothe, and the City of Crowell, that adequate safety protection be observed at and during the times that these athletic meets and other public gatherings are held, thereby making necessary the usage of suitable fencing to guard against safety hazards, and other hazards; and

Whereas, The same conditions apply in Bexar County, and same will be sought to be rectified under the supervision of the County Commissioners Court of said county; and

Whereas, It would be a useful and beneficial accommodation to the aforementioned public officials if the State Highway Department were permitted to lend the said officials such quantities of the guard wire hereinabove mentioned as may be available for the purposes herein stated, and other useful and serviceable public purposes; now, therefore, be it

Resolved by the Senate, the House of Representatives concurring, That the State Highway Department of Texas be authorized to lend to the public officials mentioned above sufficient quantities of the discarded wire hereinabove mentioned, if same is available, for the purposes as hereinabove set forth, said public officials to return such wire upon the request of the State Highway Department, and said Highway Department to use its own discretion concerning the request for return of said wire from each of or all of said public officials mentioned above, and it is so resolved.

On motion of Mr. King, the re-

port was adopted by the following vote:

## Yeas—129

Allen	Hileman
Allison	Hobbs
Alsup	Howington
Anderson	Hoyo
Avant	Huffman
Bailey	Hughes
Baker	Humphrey
Bell	Hutchinson
Benton	Isaacks
Blankenship	Jones
Boone	Kelly
Brawner	Kennedy
Bray	Kersey
Bridgers	Kinard
Brown	King
Bruhl	Klingeman
Bullock	Knight
Burkett	Lansberry
Burnaman	Lehman
Carlton	Leyendecker
Carrington	Little
Cato	Lock
Chambers	Love
Clark	Lowry
Cleveland	Lucas
Coker	Lyle
Colson, Mrs.	McAlister
Connelly	McDonald
Craig	McGlasson
Crossley	McLellan
Crosthwait	Manford
Daniel	Manning
Davis	Markle
Deen	Martin
Donald	Matthews
Dove	Mills
Duckett	Montgomery
Dwyer	Moore
Ellis	Morgan
Eubank	Morse
Evans	Murray
Favors	Pace
Ferguson	Parker
Fitzgerald	Pevehouse
Fuchs	Phillips
Gandy	Rampy
Garland	Reed of Bowie
Goodman	Reed of Dallas
Halsey	Ridgeway
Hanna	Roark
Hardeman	Roberts
Hargis	Rhodes
Harris of Dallas	Senterfitt
Harris of Hill	Sharpe
Hartzog	Shell
Heflin	Simpson
Helpinstill	Smith of Bastrop
Henderson	Spacek

Spangler	Walters
Stanford	Wattner
Stubbs	Weatherford
Taylor	White
Thornton	Whitesides
Turner	Winfree
Voigt	

## Absent

Bean	McMurry
Bundy	McNamara
Celaya	Morris
Dickson of Bexar	Nicholson
Files	Sallas
Gilmer	Skiles
Huddleston	Vale

## Absent—Excused

Dickson of Nolan	Price
Howard	Smith of Atascosa
McCann	Stinson

## RELATIVE TO CERTAIN AD-JOURNMENT PERIOD

Mr. Hartzog offered the following resolution:

H. C. R. No. 47, Relative to Certain Adjournment Period.

Be it resolved by the House, the Senate concurring, That each House grant the other permission to adjourn from Thursday, February 20, to Monday, February 24, 1941.

The resolution was read second time and was adopted.

## HOUSE BILL NO. 123 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 123, A bill to be entitled "An Act providing for the revision and compilation of the abstracts of patented, titled and surveyed land by the Commissioner of the General Land Office; making an appropriation for the printing and binding of same; providing for the distribution and sale of same by the Comptroller of Public Accounts; and declaring an emergency."

The bill was read second time.

Mr. Sharpe offered the following committee amendment to the bill:

Amend H. B. No. 123, page 1, Section 2, by adding the sentence,

"All such printing and binding is to be done within the State of Texas."

The committee amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 123 was then passed to engrossment.

### HOUSE BILL NO. 123 ON THIRD READING

Mr. Sharpe moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that House Bill No. 123 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—132

Allen	Deen
Allison	Donald
Alsup	Dove
Anderson	Duckett
Avant	Dwyer
Bailey	Ellis
Baker	Eubank
Bean	Evans
Bell	Favors
Benton	Ferguson
Blankenship	Files
Boone	Fitzgerald
Brawner	Fuchs
Bray	Gandy
Bridgers	Garland
Brown	Goodman
Bruhl	Halsey
Bullock	Hanna
Bundy	Hardeman
Burkett	Hargis
Burnaman	Harris of Dallas
Carlton	Hartzog
Carrington	Heflin
Cato	Helpinstill
Chambers	Henderson
Clark	Hileman
Cleveland	Hobbs
Colson, Mrs.	Howington
Connelly	Hoyo
Craig	Huddleston
Crossley	Huffman
Crosthwait	Hughes
Daniel	Humphrey
Davis	Hutchinson

Isaacks  
Jones  
Kelly  
Kennedy  
Kersey  
Kinard  
King  
Klingeman  
Knight  
Lansberry  
Lehman  
Leyendecker  
Little  
Lock  
Love  
Lowry  
Lucas  
Lyle  
McAlister  
McDonald  
McGlasson  
McLellan  
McMurry  
McNamara  
Manford  
Manning  
Markle  
Matthews  
Montgomery  
Moore  
Morgan  
Morris

Morse  
Murray  
Pace  
Parker  
Pevehouse  
Phillips  
Rampy  
Reed of Bowie  
Reed of Dallas  
Ridgeway  
Roark  
Roberts  
Rhodes  
Senterfitt  
Sharpe  
Shell  
Simpson  
Skiles  
Smith of Bastrop  
Spacek  
Spangler  
Stanford  
Stubbs  
Taylor  
Thornton  
Voigt  
Walters  
Wattner  
Weatherford  
White  
Whitesides  
Winfree

### Absent

Celaya	Mills
Coker	Nicholson
Dickson of Bexar	Sallas
Gilmer	Turner
Harris of Hill	Vale
Martin	

### Absent—Excused

Dickson of Nolan	Price
Howard	Smith of Atascosa
McCann	Stinson

The Speaker then laid House Bill No. 123 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—134

Allen	Bean
Allison	Bell
Alsup	Benton
Anderson	Blankenship
Avant	Boone
Bailey	Brawner
Baker	Bray

Bridgers	Kinard
Brown	King
Bruhl	Klingeman
Bullock	Knight
Bundy	Lansberry
Burkett	Lehman
Burnaman	Leyendecker
Carlton	Little
Carrington	Lock
Cato	Love
Chambers	Lowry
Clark	Lucas
Cleveland	Lyle
Coker	McAlister
Colson, Mrs.	McDonald
Connelly	McGlasson
Craig	McLellan
Crossley	McMurry
Crosthwait	McNamara
Daniel	Manford
Davis	Manning
Deen	Markle
Donald	Matthews
Dove	Montgomery
Duckett	Moore
Dwyer	Morgan
Ellis	Morris
Eubank	Morse
Evans	Murray
Favors	Pace
Ferguson	Parker
Files	Pevehouse
Fitzgerald	Phillips
Fuchs	Rampy
Gandy	Reed of Bowie
Garland	Reed of Dallas
Goodman	Ridgeway
Halsey	Roark
Hanna	Roberts
Hardeman	Rhodes
Hargis	Senterfitt
Harris of Dallas	Sharpe
Hartzog	Shell
Heflin	Simpson
Helpinstill	Skiles
Henderson	Smith of Bastrop
Hileman	Spacek
Hobbs	Spangler
Howington	Stanford
Hoyo	Stubbs
Huddleston	Taylor
Huffman	Thornton
Hughes	Turner
Humphrey	Voigt
Hutchinson	Walters
Isaacks	Wattner
Jones	Weatherford
Kelly	White
Kennedy	Whitesides
Kersey	Winfree

## Absent

Celaya	Mills
Dickson of Bexar	Nicholson
Gilmer	Sallas
Harris of Hill	Vale
Martin	

## Absent—Excused

Dickson of Nolan	Price
Howard	Smith of Atascosa
McCann	Stinson

Mr. Sharpe moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

SENATE BILL NO. 171 ON  
SECOND READING

Mr. Morse moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that Senate Bill No. 171 be placed on its second reading and passage to third reading and on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—126

Allen	Coker
Allison	Colson, Mrs.
Alsup	Connelly
Anderson	Craig
Avant	Crossley
Bailey	Crosthwait
Baker	Daniel
Bean	Davis
Bell	Deen
Benton	Donald
Blankenship	Duckett
Boone	Ellis
Brawner	Eubank
Bray	Evans
Bridgers	Favors
Brown	Ferguson
Bruhl	Fitzgerald
Bullock	Gandy
Bundy	Garland
Burkett	Goodman
Burnaman	Hanna
Carlton	Hardeman
Carrington	Hargis
Cato	Harris of Dallas
Clark	Hartzog
Cleveland	Heflin

Helpinstill	Matthews
Henderson	Mills
Hileman	Montgomery
Hobbs	Moore
Howington	Morgan
Hoyo	Morris
Huddleston	Morse
Huffman	Murray
Hughes	Nicholson
Humphrey	Pace
Hutchinson	Parker
Jones	Pevehouse
Kelly	Rampy
Kennedy	Reed of Bowie
Kersey	Reed of Dallas
Kinard	Ridgeway
King	Roberts
Klingeman	Rhodes
Lansberry	Sallas
Lehman	Senterfitt
Leyendecker	Sharpe
Little	Shell
Lock	Skiles
Love	Smith of Bastrop
Lowry	Spacek
Lucas	Spangler
Lyle	Stubbs
McAlister	Taylor
McDonald	Thornton
McGlasson	Turner
McLellan	Voigt
McMurry	Walters
McNamara	Wattner
Manford	Weatherford
Manning	White
Markle	Whitesides
Martin	Winfree

## Absent

Celaya	Harris of Hill
Chambers	Isaacks
Dickson of Bexar	Knight
Dove	Phillips
Dwyer	Roark
Files	Simpson
Fuchs	Stanford
Gilmer	Vale
Halsey	

## Absent—Excused

Dickson of Nolan	Price
Howard	Smith of Atascosa
McCann	Stinson

The Speaker then laid before the House, on its second reading and passage to third reading,

S. B. No. 171, A bill to be entitled "An Act fixing the term of office of School Trustees of Independent School Districts, whether created un-

der General Law or by Special Act of the Legislature, having seventy thousand (70,000) or more scholastics according to the last official scholastic census and wherein there may be situated a city having a population of three hundred and seventy-five thousand (375,000) or more; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 171 ON  
THIRD READING

The Speaker then laid Senate Bill No. 171 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—126

Allen	Eubank
Allison	Evans
Alsup	Favors
Anderson	Ferguson
Avant	Fitzgerald
Bailey	Gandy
Baker	Garland
Bean	Goodman
Bell	Hanna
Benton	Hardeman
Blankenship	Hargis
Boone	Harris of Dallas
Brawner	Hartzog
Bray	Heflin
Bridgers	Helpinstill
Brown	Henderson
Bruhl	Hileman
Bullock	Hobbs
Bundy	Howington
Burkett	Hoyo
Burnaman	Huddleston
Carlton	Huffman
Carrington	Hughes
Cato	Humphrey
Clark	Hutchinson
Cleveland	Jones
Coker	Kelly
Colson, Mrs.	Kennedy
Connelly	Kersey
Craig	Kinard
Crossley	King
Crosthwait	Klingeman
Daniel	Lansberry
Davis	Lehman
Deen	Leyendecker
Donald	Little
Duckett	Lock
Ellis	Love

Lowry	Rampy
Lucas	Reed of Bowie
Lyle	Reed of Dallas
McAlister	Ridgeway
McDonald	Roberts
McGlasson	Rhodes
McLellan	Sallas
McMurry	Senterfitt
McNamara	Sharpe
Manford	Shell
Manning	Skiles
Markle	Smith of Bastrop
Martin	Spacek
Matthews	Spangler
Mills	Stubbs
Montgomery	Taylor
Moore	Thornton
Morgan	Turner
Morris	Voigt
Morse	Walters
Murray	Wattner
Nicholson	Weatherford
Pace	White
Parker	Whitesides
Pevehouse	Winfree

## Absent

Celaya	Harris of Hill
Chambers	Isaacks
Dickson of Bexar	Knight
Dove	Phillips
Dwyer	Roark
Files	Simpson
Fuchs	Stanford
Gilmer	Vale
Halsey	

## Absent—Excused

Dickson of Nolan	Price
Howard	Smith of Atascosa
McCann	Stinson

SENATE BILL NO. 172 ON  
SECOND READING

Mr. Morse moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that Senate Bill No. 172 be placed on its second reading and passage to third reading, and on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—128

Allen	Bailey
Allison	Baker
Alsup	Bell
Anderson	Benton
Avant	Blankenship

Boone	Kersey
Brawner	Kinard
Bray	King
Bridgers	Klingeman
Brown	Knight
Bruhl	Lansberry
Bullock	Lehman
Bundy	Leyendecker
Burkett	Little
Burnaman	Lock
Carlton	Love
Carrington	Lowry
Cato	Lucas
Celaya	McDonald
Clark	McGlasson
Cleveland	McLellan
Coker	McMurry
Colson, Mrs.	McNamara
Connelly	Manford
Craig	Manning
Crossley	Markle
Crosthwait	Martin
Daniel	Matthews
Davis	Mills
Donald	Montgomery
Dove	Moore
Duckett	Morgan
Dwyer	Morris
Ellis	Morse
Eubank	Murray
Evans	Pace
Favors	Parker
Ferguson	Pevehouse
Fitzgerald	Rampy
Fuchs	Reed of Bowie
Gandy	Reed of Dallas
Garland	Ridgeway
Gilmer	Roark
Halsey	Roberts
Hanna	Rhodes
Hardeman	Sallas
Hargis	Senterfitt
Harris of Dallas	Sharpe
Hartzog	Shell
Heflin	Skiles
Helpinstill	Smith of Bastrop
Henderson	Spacek
Hileman	Spangler
Hobbs	Stanford
Howington	Stubbs
Hoyo	Taylor
Huddleston	Thornton
Hughes	Voigt
Humphrey	Walters
Hutchinson	Wattner
Isaacks	Weatherford
Jones	White
Kelly	Whitesides
Kennedy	Winfree

## Present—Not Voting

Goodman



## Absent

Bean	Lyle
Chambers	McAlister
Deen	Nicholson
Dickson of Bexar	Phillips
Files	Simpson
Harris of Hill	Turner
Huffman	Vale

## Absent—Excused

Dickson of Nolan	Price
Howard	Smith of Atascosa
McCann	Stinson

The Speaker then laid before the House, on its second reading and passage to third reading,

S. B. No. 172, A bill to be entitled "An Act providing that the Commissioners' Courts in counties of more than five hundred thousand (500,000) population, according to the last preceding Federal census, shall have the authority to direct, control, employ, and discharge all building superintendents, janitors and other employees necessary to the upkeep, etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 172 ON  
THIRD READING

The Speaker then laid Senate Bill No. 172 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—128

Allen	Burnaman
Allison	Carlton
Alsup	Carrington
Anderson	Cato
Avant	Celaya
Bailey	Clark
Baker	Cleveland
Bell	Coker
Benton	Colson, Mrs.
Blankenship	Connelly
Boone	Craig
Brawner	Crossley
Bray	Crosthwait
Bridgers	Daniel
Brown	Davis
Bruhl	Donald
Bullock	Dove
Bundy	Duckett
Burkett	Dwyer

Ellis	McGlasson
Eubank	McLellan
Evans	McMurry
Favors	McNamara
Ferguson	Manford
Fitzgerald	Manning
Fuchs	Markle
Gandy	Martin
Garland	Matthews
Gilmer	Mills
Halsey	Montgomery
Hanna	Moore
Hardeman	Morgan
Hargis	Morris
Harris of Dallas	Morse
Hartzog	Murray
Heflin	Pace
Helpinstill	Parker
Henderson	Pevehouse
Hileman	Rampy
Hobbs	Reed of Bowie
Howington	Reed of Dallas
Hoyo	Ridgeway
Huddleston	Roark
Hughes	Roberts
Humphrey	Rhodes
Hutchinson	Sallas
Isaacks	Senterfitt
Jones	Sharpe
Kelly	Shell
Kennedy	Skiles
Kersey	Smith of Bastrop
Kinard	Spacek
King	Spangler
Klingeman	Stanford
Knight	Stubbs
Lansberry	Taylor
Lehman	Thornton
Leyendecker	Voigt
Little	Walters
Lock	Wattner
Love	Weatherford
Lowry	White
Lucas	Whitesides
McDonald	Winfree

## Present—Not Voting

Goodman

## Absent

Bean	Lyle
Chambers	McAlister
Deen	Nicholson
Dickson of Bexar	Phillips
Files	Simpson
Harris of Hill	Turner
Huffman	Vale

## Absent—Excused

Dickson of Nolan	Price
Howard	Smith of Atascosa
McCann	Stinson

MESSAGE FROM THE SENATE

Austin, Texas, February 20, 1941.

Hon. Homer Leonard, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted

H. C. R. No. 47, Granting Permission to the House and Senate to Adjourn until Monday morning at 10:00 o'clock.

The Senate has adopted the Conference Committee report on Senate Bill No. 42 by the following vote: Yeas, 29; nays, 0.

Passed

H. B. No. 266, A bill to be entitled "An Act amending Section 9, Chapter 14, of the Acts of the Thirty-seventh Legislature, Special Laws of the First Called Session, Senate Bill No. 79, so as to give compensation to the members of the Board of Equalization of the Mineral Wells Independent School District; and declaring an emergency."

H. B. No. 314, A bill to be entitled "An Act granting the Commissioners' Court of Burnet County permission to pay out of the general fund of said county bounties for the destruction of rattlesnakes and predatory animals; and declaring an emergency."

Adopted

H. C. R. No. 20, Granting Mrs. Gertrude Cabeen Permission to Sue the State.

Passed

S. B. No. 150, A bill to be entitled "An Act to create a Policemen, Firemen, and Fire Alarm Operators' Pension System for all cities in the State of Texas having a population in excess of two hundred thousand (200,000) inhabitants and less than two hundred and ninety-three thousand (293,000) inhabitants, etc.; and declaring an emergency."

Adopted

H. C. R. No. 46, Inviting Sam Jones, Governor of Louisiana, to Address a Joint Session Monday, February 24, 1941, at 11:00 o'clock.

Passed

H. B. No. 375, A bill to be entitled "An Act validating notices to bidders on certain county projects and notices of intention to issue time warrants in payment thereof in each instance where the first publication of such notice was fourteen (14) or more days prior to the date set for receiving bids, etc.; and declaring an emergency."

Adopted

S. C. R. No. 23, Inviting Hon. T. W. Davidson to Address a Joint Session of the House and Senate at 11:00 o'clock March 3, 1941.

H. C. R. 44, Authorizing Certain Corrections in House Bill No. 328.

S. C. R. No. 24, Commending Gov. W. Lee O'Daniel and congratulating people of Eldorado, etc.

Respectfully,

BOB BARKER,  
Secretary of the Senate.

SENATE BILL NO. 173 ON  
SECOND READING

Mr. Voigt moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that Senate Bill No. 173 be placed on its second reading and passage to third reading and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—127

Allen	Burkett
Allison	Burnaman
Alsup	Carlton
Anderson	Carrington
Avant	Cato
Bailey	Clark
Baker	Cleveland
Bean	Coker
Bell	Colson, Mrs.
Benton	Connelly
Boone	Craig
Brawner	Crossley
Bray	Crosthwait
Bridgers	Daniel
Brown	Davis
Bruhl	Deen
Bullock	Donald
Bundy	Dove

Dwyer	McLellan
Ellis	McMurry
Eubank	McNamara
Evans	Manford
Favors	Manning
Ferguson	Markle
Fitzgerald	Martin
Fuchs	Matthews
Garland	Mills
Goodman	Montgomery
Hanna	Moore
Hardeman	Morgan
Hargis	Morris
Harris of Dallas	Morse
Hartzog	Murray
Heflin	Pace
Helpinstill	Parker
Henderson	Pevehouse
Hileman	Phillips
Howington	Rampy
Hoyo	Reed of Dallas
Huddleston	Ridgeway
Huffman	Roark
Hughes	Roberts
Humphrey	Rhodes
Hutchinson	Sallas
Isaacks	Senterfitt
Jones	Sharpe
Kelly	Shell
Kennedy	Simpson
Kersey	Skiles
Kinard	Smith of Bastrop
King	Spacek
Klingeman	Spangler
Knight	Stubbs
Lansberry	Taylor
Lehman	Thornton
Leyendecker	Turner
Little	Voigt
Lock	Walters
Love	Wattner
Lowry	Weatherford
Lucas	White
McAlister	Whitesides
McDonald	Winfree
McGlasson	

## Present—Not Voting

Reed of Bowie

## Absent

Blankenship	Halsey
Celaya	Harris of Hill
Chambers	Hobbs
Dickson of Bexar	Lyle
Duckett	Nicholson
Files	Stanford
Gandy	Vale
Gilmer	

## Absent—Excused

Dickson of Nolan	Price
Howard	Smith of Atascosa
McCann	Stinson

The Speaker then laid before the House, on its second reading and passage to third reading,

S. B. No. 173, A bill to be entitled "An Act providing that no county having a population of not less than twenty-five thousand five hundred fifty (25,550) nor more than twenty-five thousand six hundred ten (25,610) according to the last preceding, or future Federal Census, shall have a County Auditor; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 173 ON  
THIRD READING

The Speaker then laid Senate Bill No. 173 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—127

Allen	Connelly
Allison	Craig
Alsup	Crossley
Anderson	Crosthwait
Avant	Daniel
Bailey	Davis
Baker	Deen
Bean	Donald
Bell	Dove
Benton	Dwyer
Boone	Ellis
Brawner	Eubank
Bray	Evans
Bridgers	Favors
Brown	Ferguson
Bruhl	Fitzgerald
Bullock	Fuchs
Bundy	Garland
Burkett	Goodman
Burnaman	Hanna
Carlton	Hardeman
Carrington	Hargis
Cato	Harris of Dallas
Clark	Hartzog
Cleveland	Heflin
Coker	Helpinstill
Colson, Mrs.	Henderson

Hileman	Montgomery
Howington	Moore
Hoyo	Morgan
Huddleston	Morris
Huffman	Morse
Hughes	Murray
Humphrey	Pace
Hutchinson	Parker
Isaacks	Pevehouse
Jones	Phillips
Kelly	Rampy
Kennedy	Reed of Dallas
Kersey	Ridgeway
Kinard	Roark
King	Roberts
Klingeman	Rhodes
Knight	Sallas
Lansberry	Senterfitt
Lehman	Sharpe
Leyendecker	Shell
Little	Simpson
Lock	Skiles
Love	Smith of Bastrop
Lowry	Spacek
Lucas	Spangler
McAlister	Stubbs
McDonald	Taylor
McGlasson	Thornton
McLellan	Turner
McMurry	Voigt
McNamara	Walters
Manford	Wattner
Manning	Weatherford
Markle	White
Martin	Whitesides
Matthews	Winfree
Mills	

## Present—Not Voting

Reed of Bowie

## Absent

Blankenship	Halsey
Celaya	Harris of Hill
Chambers	Hobbs
Dickson of Bexar	Lyle
Duckett	Nicholson
Files	Stanford
Gandy	Vale
Gilmer	

## Absent—Excused

Dickson of Nolan	Price
Howard	Smith of Atascosa
McCann	Stinson

HOUSE BILL NO. 375 WITH  
SENATE AMENDMENTS

Mr. Rampy called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 375, A bill to be entitled "An Act validating notices to bidders on certain county projects and notices of intention to issue time warrants in payment thereof in each instance where the first publication of such notice was fourteen (14) or more days prior to the date set for receiving bids, notwithstanding the fact that such notice was not published for two (2) consecutive weeks; authorizing Commissioners' Courts to proceed with the making of contracts pursuant to such notice and to issue time warrants in payment therefor; validating contracts made and time warrants authorized in payment thereof pursuant to such notice and prior to the effective date of this Act; providing that this Act shall apply only to those counties in which the county court house is in the process of being demolished and cannot at this time be used as a court house; providing that this Act shall not validate any warrants issued as herein described, the validity of which is attacked in any court of competent jurisdiction by suit pending therein; enacting other provisions relating to the subject; and declaring an emergency."

On motion of Mr. Rampy, the House concurred in the Senate amendments by the following vote:

## Yeas—128

Allen	Coker
Allison	Colson, Mrs.
Alsop	Connelly
Anderson	Craig
Avant	Crossley
Bailey	Crosthwait
Baker	Daniel
Bell	Davis
Benton	Deen
Blankenship	Dickson of Bexar
Boone	Donald
Brawner	Dove
Bray	Duckett
Bridgers	Ellis
Brown	Eubank
Bruhl	Evans
Bullock	Ferguson
Bundy	Fitzgerald
Burkett	Fuchs
Carlton	Garland
Carrington	Goodman
Cato	Halsey
Clark	Hanna
Cleveland	Hardeman

Hargis	Martin
Harris of Dallas	Matthews
Harris of Hill	Mills
Hartzog	Montgomery
Heflin	Moore
Helpinstill	Morgan
Henderson	Morse
Hileman	Murray
Hobbs	Nicholson
Howington	Pace
Hoyo	Parker
Huddleston	Pevehouse
Huffman	Phillips
Hughes	Rampy
Humphrey	Reed of Bowie
Hutchinson	Reed of Dallas
Jones	Ridgeway
Kelly	Roark
Kennedy	Roberts
Kersey	Rhodes
King	Sallas
Klingeman	Senterfitt
Knight	Sharpe
Lansberry	Shell
Lehman	Simpson
Leyendecker	Smith of Bastrop
Little	Spacek
Lock	Spangler
Love	Stanford
Lowry	Stubbs
Lucas	Taylor
Lyle	Thornton
McAlister	Turner
McDonald	Voigt
McGlasson	Walters
McLellan	Wattner
McNamara	Weatherford
Manford	White
Manning	Whitesides
Markle	Winfree

**Absent**

Bean	Gilmer
Burnaman	Isaacks
Celaya	Kinard
Chambers	McMurry
Dwyer	Morris
Favors	Skiles
Files	Vale
Gandy	

**Absent—Excused**

Dickson of Nolan	Price
Howard	Smith of Atascosa
McCann	Stinson

**HOUSE BILL NO. 422 ON  
SECOND READING**

(By unanimous consent)

The Speaker laid before the

House, on its second reading and passage to engrossment,

H. B. No. 422, A bill to be entitled "An Act authorizing the Commissioners Court in certain counties to allow each County Commissioner certain expenses in connection with the performing of the duties as road commissioner in addition to the duties as County Commissioner; providing for the payment of the same; and declaring an emergency."

The bill was read second time and was passed to engrossment.

**HOUSE BILL NO. 422 ON THIRD  
READING**

Mr. Skiles moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that House Bill No. 422 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—132

Allen	Deen
Allison	Dickson of Bexar
Alsup	Donald
Anderson	Dove
Avant	Duckett
Bailey	Dwyer
Baker	Ellis
Bell	Eubank
Benton	Evans
Blankenship	Ferguson
Boone	Files
Brawner	Fitzgerald
Bray	Fuchs
Bridgers	Garland
Brown	Gilmer
Bruhl	Halsey
Bullock	Hanna
Bundy	Hardeman
Burkett	Hargis
Burnaman	Harris of Dallas
Carlton	Harris of Hill
Carrington	Hartzog
Cato	Heflin
Clark	Helpinstill
Cleveland	Henderson
Coker	Hileman
Colson, Mrs.	Hobbs
Connelly	Howington
Craig	Hoyo
Crossley	Huddleston
Crosthwait	Huffman
Daniel	Hughes
Davis	Humphrey

Hutchinson	Morse
Isaacks	Murray
Jones	Nicholson
Kelly	Pace
Kennedy	Parker
Kersey	Pevehouse
King	Phillips
Klingeman	Rampy
Knight	Reed of Bowie
Lansberry	Reed of Dallas
Lehman	Ridgeway
Leyendecker	Roberts
Little	Rhodes
Lock	Sallas
Love	Senterfitt
Lowry	Sharpe
Lucas	Shell
Lyle	Simpson
McAlister	Skiles
McDonald	Smith of Bastrop
McGlasson	Spacek
McLellan	Stanford
McMurry	Stubbs
Manford	Taylor
Manning	Thornton
Markle	Turner
Martin	Voigt
Matthews	Walters
Mills	Wattner
Montgomery	Weatherford
Moore	White
Morgan	Whitesides
Morris	Winfree

## Absent

Bean	Kinard
Celaya	McNamara
Chambers	Roark
Favors	Spangler
Gandy	Vale
Goodman	

## Absent—Excused

Dickson of Nolan	Price
Howard	Smith of Atascosa
McCann	Stinson

The Speaker then laid House Bill No. 422 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—132

Allen	Bell
Allison	Benton
Alsup	Blankenship
Anderson	Boone
Avant	Brawner
Bailey	Bray
Baker	Bridgers

Brown	Klingeman
Bruhl	Knight
Bullock	Lansberry
Bundy	Lehman
Burkett	Leyendecker
Burnaman	Little
Carlton	Lock
Carrington	Love
Cato	Lowry
Clark	Lucas
Cleveland	Lyle
Coker	McAlister
Colson, Mrs.	McDonald
Connelly	McGlasson
Craig	McLellan
Crossley	McMurry
Crosthwait	Manford
Daniel	Manning
Davis	Markle
Deen	Martin
Dickson of Bexar	Matthews
Donald	Mills
Dove	Montgomery
Duckett	Moore
Dwyer	Morgan
Ellis	Morris
Eubank	Morse
Evans	Murray
Ferguson	Nicholson
Files	Pace
Fitzgerald	Parker
Fuchs	Pevehouse
Garland	Phillips
Gilmer	Rampy
Halsey	Reed of Bowie
Hanna	Reed of Dallas
Hardeman	Ridgeway
Hargis	Roberts
Harris of Dallas	Rhodes
Harris of Hill	Sallas
Hartzog	Senterfitt
Heflin	Sharpe
Helpinstill	Shell
Henderson	Simpson
Hileman	Skiles
Hobbs	Smith of Bastrop
Howington	Spacek
Hoyo	Stanford
Huddleston	Stubbs
Huffman	Taylor
Hughes	Thornton
Humphrey	Turner
Hutchinson	Voigt
Isaacks	Walters
Jones	Wattner
Kelly	Weatherford
Kennedy	White
Kersey	Whitesides
King	Winfree

## Absent

Bean	Celaya
------	--------

Chambers  
Favors  
Gandy  
Goodman  
Kinard

McNamara  
Roark  
Spangler  
Vale

Absent—Excused

Dickson of Nolan Price  
Howard Smith of Atascosa  
McCann Stinson

HOUSE BILL NO. 386 ON SECOND  
READING

(By unanimous consent.)

The Speaker laid before the House,  
on its second reading and passage to  
engrossment,

H. B. No. 386, A bill to be entitled  
"An Act amending Section 3 of  
House Bill No. 12 of the Second  
Called Session of the 42nd Legisla-  
ture, so as to remove the prohibition  
against catching or taking fish from  
the waters of Lake Waco and the  
Bosque Rivers and their tributaries  
in the Counties of McLennan, Bos-  
que and Hamilton, during the month  
of February; and declaring an emer-  
gency."

The bill was read second time.

Mr. Davis offered the following  
committee amendment to the bill:

Amend H. B. No. 386 by adding  
at the end of section one (1) the  
following:

"Provided further, it shall be legal  
at all times to catch, take, and use  
shad for bait in and from the above  
described waters"; and

By striking out the word "Hamil-  
ton" wherever it appears in the bill.

The amendment was adopted.

By unanimous consent of the  
House, the caption of the bill was  
ordered amended to conform to all  
changes and with the body of the  
bill.

House Bill No. 386 was then  
passed to engrossment.

HOUSE BILL NO. 386 ON THIRD  
READING

Mr. Davis moved that the Consti-  
tutional Rule requiring bills to be  
read on three several days be sus-  
pended and that House Bill No. 386

be placed on its third reading and  
final passage.

The motion prevailed by the fol-  
lowing vote:

Yeas—129

Allen	Howington
Allison	Hoyo
Alsup	Huddleston
Anderson	Huffman
Avant	Hughes
Bailey	Humphrey
Baker	Hutchinson
Bell	Isaacks
Benton	Jones
Boone	Kelly
Brawner	Kennedy
Bray	Kersey
Bridgers	Kinard
Brown	King
Bruhl	Klingeman
Bullock	Knight
Bundy	Lansberry
Burkett	Lehman
Burnaman	Leyendecker
Carrington	Little
Cato	Lock
Clark	Love
Cleveland	Lowry
Coker	Lucas
Colson, Mrs.	Lyle
Connelly	McAlister
Craig	McDonald
Crossley	McGlasson
Crosthwait	McLellan
Daniel	McMurry
Davis	McNamara
Deen	Manford
Dickson of Bexar	Manning
Dove	Markle
Duckett	Martin
Dwyer	Matthews
Ellis	Mills
Eubank	Montgomery
Ferguson	Moore
Files	Morgan
Fitzgerald	Morris
Fuchs	Morse
Garland	Nicholson
Gilmer	Pace
Halsey	Parker
Hanna	Pevehouse
Hardeman	Phillips
Hargis	Rampy
Harris of Dallas	Reed of Bowie
Harris of Hill	Reed of Dallas
Hartzog	Ridgeway
Helpinstill	Roark
Henderson	Roberts
Hileman	Rhodes
Hobbs	Sallas

Senterfitt	Thornton
Sharpe	Turner
Shell	Voigt
Simpson	Walters
Skiles	Wattner
Smith of Bastrop	Weatherford
Spacek	White
Spangler	Whitesides
Stubbs	Winfree
Taylor	

## Absent

Bean	Favors
Blankenship	Gandy
Carlton	Goodman
Celaya	Heflin
Chambers	Murray
Donald	Stanford
Evans	Vale

## Absent—Excused

Dickson of Nolan	Price
Howard	Smith of Atascosa
McCann	Stinson

The Speaker then laid House Bill No. 386 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—129

Allen	Crothwait
Allison	Daniel
Alsup	Davis
Anderson	Deen
Avant	Dickson of Bexar
Bailey	Dove
Baker	Duckett
Bell	Dwyer
Benton	Ellis
Boone	Eubank
Brawner	Ferguson
Bray	Files
Bridgers	Fitzgerald
Brown	Fuchs
Bruhl	Garland
Bullock	Gilmer
Bundy	Halsey
Burkett	Hanna
Burnaman	Hardeman
Carrington	Hargis
Cato	Harris of Dallas
Clark	Harris of Hill
Cleveland	Hartzog
Coker	Helpinstill
Colson, Mrs.	Henderson
Connelly	Hileman
Craig	Hobbs
Crossley	Howington

Hoyo	Moore
Huddleston	Morgan
Huffman	Morris
Hughes	Morse
Humphrey	Nicholson
Hutchinson	Pace
Isaacks	Parker
Jones	Pevehouse
Kelly	Phillips
Kennedy	Rampy
Kersey	Reed of Bowie
Kinard	Reed of Dallas
King	Ridgeway
Klingeman	Roark
Knight	Roberts
Lansberry	Rhodes
Lehman	Sallas
Leyendecker	Senterfitt
Little	Sharpe
Lock	Shell
Love	Simpson
Lowry	Skiles
Lucas	Smith of Bastrop
Lyle	Spacek
McAlister	Spangler
McDonald	Stubbs
McGlasson	Taylor
McLellan	Thornton
McMurry	Turner
McNamara	Voigt
Manford	Walters
Manning	Wattner
Markle	Weatherford
Martin	White
Matthews	Whitesides
Mills	Winfree
Montgomery	

## Absent

Bean	Favors
Blankenship	Gandy
Carlton	Goodman
Celaya	Heflin
Chambers	Murray
Donald	Stanford
Evans	Vale

## Absent—Excused

Dickson of Nolan	Price
Howard	Smith of Atascosa
McCann	Stinson

## HOUSE BILL NO. 360 ON SECOND READING

(By unanimous consent.)

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 360, A bill to be entitled "An Act authorizing the Commis-



sioners Court in each County in this State having a population of not less than Eleven Thousand Five Hundred Forty (11,540) nor more than Eleven Thousand Five Hundred Seventy (11,570), and Twelve Thousand Three Hundred Eighty (12,380) nor more than Twelve Thousand Three Hundred Ninety (12,390), according to the last preceding Federal Census, to allow each County Commissioner certain expenses for traveling and in connection with the use of his automobile on official business only and/or in over-seeing the construction work on public roads of the County; requiring each such Commissioner to pay the expense of operation and repair of such vehicle so used by him without any further expense whatsoever to the County; and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### HOUSE BILL NO. 360 ON THIRD READING

Mr. Burkett moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that House Bill No. 360 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—126

Allen	Cleveland
Allison	Coker
Alsup	Colson, Mrs.
Anderson	Connelly
Avant	Craig
Bailey	Crossley
Baker	Crosthwait
Bean	Daniel
Bell	Davis
Benton	Deen
Blankenship	Dickson of Bexar
Boone	Dove
Brawner	Duckett
Bray	Dwyer
Brown	Ellis
Bruhl	Eubank
Bullock	Evans
Bundy	Ferguson
Burkett	Fitzgerald
Burnaman	Fuchs
Carlton	Garland
Carrington	Gilmer
Cato	Goodman
Clark	Hanna

Hardeman  
Hargis  
Harris of Dallas  
Harris of Hill  
Hartzog  
Helpinstill  
Henderson  
Hileman  
Hobbs  
Howington  
Hoyo  
Huddleston  
Huffman  
Hughes  
Humphrey  
Hutchinson  
Isaacks  
Jones  
Kelly  
Kennedy  
Kersey  
Kinard  
King  
Klingeman  
Knight  
Lansberry  
Lehman  
Leyendecker  
Little  
Lock  
Love  
Lowry  
Lucas  
Lyle  
McAlister  
McGlasson  
McMurry  
McNamara  
Manford

Manning  
Markle  
Martin  
Matthews  
Mills  
Montgomery  
Moore  
Morgan  
Morris  
Morse  
Murray  
Nicholson  
Rampy  
Reed of Bowie  
Reed of Dallas  
Ridgeway  
Roark  
Roberts  
Rhodes  
Sallas  
Senterfitt  
Sharpe  
Shell  
Simpson  
Skiles  
Smith of Bastrop  
Spacek  
Spangler  
Stanford  
Stubbs  
Taylor  
Turner  
Voigt  
Walters  
Wattner  
Weatherford  
White  
Whitesides  
Winfree

#### Absent

Bridgers	McDonald
Celaya	McLellan
Chambers	Pace
Donald	Parker
Favors	Pevehouse
Files	Phillips
Gandy	Thornton
Halsey	Vale
Heflin	

#### Absent—Excused

Dickson of Nolan	Price
Howard	Smith of Atascosa
McCann	Stinson

The Speaker then laid House Bill No. 360 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—126

Allen	Huffman
Allison	Hughes
Alsup	Humphrey
Anderson	Hutchinson
Avant	Isaacks
Bailey	Jones
Baker	Kelly
Bean	Kennedy
Bell	Kersey
Benton	Kinard
Blankenship	King
Boone	Klingeman
Brawner	Knight
Bray	Lansberry
Brown	Lehman
Bruhl	Leyendecker
Bullock	Little
Bundy	Lock
Burkett	Love
Burnaman	Lowry
Carlton	Lucas
Carrington	Lyle
Cato	McAlister
Clark	McGlasson
Cleveland	McMurry
Coker	McNamara
Colson, Mrs.	Manford
Connelly	Manning
Craig	Markle
Crossley	Martin
Crosthwait	Matthews
Daniel	Mills
Davis	Montgomery
Deen	Moore
Dickson of Bexar	Morgan
Dove	Morris
Duckett	Morse
Dwyer	Murray
Ellis	Nicholson
Eubank	Rampy
Evans	Reed of Bowie
Ferguson	Reed of Dallas
Fitzgerald	Ridgeway
Fuchs	Roark
Garland	Roberts
Gilmer	Rhodes
Goodman	Sallas
Hanna	Senterfitt
Hardeman	Sharpe
Hargis	Shell
Harris of Dallas	Simpson
Harris of Hill	Skiles
Hartzog	Smith of Bastrop
Helpinstill	Spacek
Henderson	Spangler
Hileman	Stanford
Hobbs	Stubbs
Howington	Taylor
Hoyo	Turner
Huddleston	Voigt

Walters	White
Wattner	Whitesides
Weatherford	Winfree

## Absent

Bridgers	McDonald
Celaya	McLellan
Chambers	Pace
Donald	Parker
Favors	Pevehouse
Files	Phillips
Gandy	Thornton
Halsey	Vale
Heflin	

## Absent—Excused

Dickson of Nolan	Price
Howard	Smith of Atascosa
McCann	Stinson

## HOUSE BILL NO. 394 ON SECOND READING

(By unanimous consent.)

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 394, A bill to be entitled "An Act to repeal Chapter 71, House Bill No. 84, Acts of the Regular Session of the Forty-sixth Legislature, prohibiting the use of seines, nets or other devices for catching fish or shrimp, with exceptions, in or on the waters of Matagorda Bay from the Colorado River to its eastmost end; and declaring an emergency."

The bill was read second time and passed to engrossment.

## HOUSE BILL NO. 394 ON THIRD READING

Mr. Phillips moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that House Bill No. 394 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—136

Allen	Benton
Allison	Blankenship
Alsup	Boone
Anderson	Brawner
Avant	Bray
Bailey	Brown
Baker	Bruhl
Bell	Bullock

Bundy	Lansberry
Burkett	Lehman
Burnaman	Leyendecker
Carlton	Little
Carrington	Lock
Cato	Love
Clark	Lowry
Cleveland	Lucas
Coker	Lyle
Colson, Mrs.	McAlister
Connelly	McDonald
Craig	McGlasson
Crossley	McLellan
Crosthwait	McMurry
Daniel	McNamara
Davis	Manford
Deen	Manning
Dickson of Bexar	Markle
Dove	Martin
Duckett	Matthews
Dwyer	Mills
Ellis	Montgomery
Eubank	Moore
Evans	Morgan
Favors	Morris
Ferguson	Morse
Files	Murray
Fitzgerald	Nicholson
Fuchs	Pace
Gandy	Parker
Garland	Pevehouse
Gilmer	Phillips
Goodman	Rampy
Halsey	Reed of Bowie
Hanna	Reed of Dallas
Hardeman	Ridgeway
Hargis	Roark
Harris of Dallas	Roberts
Harris of Hill	Rhodes
Hartzog	Sallas
Heflin	Senterfitt
Helpinstill	Sharpe
Henderson	Shell
Hileman	Simpson
Hobbs	Skiles
Howington	Smith of Bastrop
Hoyo	Spacek
Huddleston	Spangler
Huffman	Stanford
Hughes	Stubbs
Humphrey	Taylor
Hutchinson	Thornton
Jones	Turner
Kelly	Voigt
Kennedy	Walters
Kersey	Wattner
Kinard	Weatherford
King	White
Klingeman	Whitesides
Knight	Winfree

## Absent

Bean	Donald
Bridgers	Isaacks
Celaya	Vale
Chambers	

## Absent—Excused

Dickson of Nolan	Price
Howard	Smith of Atascosa
McCann	Stinson

The Speaker then laid House Bill No. 394 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—136

Allen	Favors
Allison	Ferguson
Alsup	Files
Anderson	Fitzgerald
Avant	Fuchs
Bailey	Gandy
Baker	Garland
Bell	Gilmer
Benton	Goodman
Blankenship	Halsey
Boone	Hanna
Brawner	Hardeman
Bray	Hargis
Brown	Harris of Dallas
Bruhl	Harris of Hill
Bullock	Hartzog
Bundy	Heflin
Burkett	Helpinstill
Burnaman	Henderson
Carlton	Hileman
Carrington	Hobbs
Cato	Howington
Clark	Hoyo
Cleveland	Huddleston
Coker	Huffman
Colson, Mrs.	Hughes
Connelly	Humphrey
Craig	Hutchinson
Crossley	Jones
Crosthwait	Kelly
Daniel	Kennedy
Davis	Kersey
Deen	Kinard
Dickson of Bexar	King
Dove	Klingeman
Duckett	Knight
Dwyer	Lansberry
Ellis	Lehman
Eubank	Leyendecker
Evans	Little

Lock	Rampy
Love	Reed of Bowie
Lowry	Reed of Dallas
Lucas	Ridgeway
Lyle	Roark
McAlister	Roberts
McDonald	Rhodes
McGlasson	Sallas
McLellan	Senterfitt
McMurry	Sharpe
McNamara	Shell
Manford	Simpson
Manning	Skiles
Markle	Smith of Bastrop
Martin	Spacek
Matthews	Spangler
Mills	Stanford
Montgomery	Stubbs
Moore	Taylor
Morgan	Thornton
Morris	Turner
Morse	Voigt
Murray	Walters
Nicholson	Wattner
Pace	Weatherford
Parker	White
Pevehouse	Whitesides
Phillips	Winfree

**Absent**

Bean	Donald
Bridgers	Isaacks
Celaya	Vale
Chambers	

**Absent—Excused**

Dickson of Nolan	Price
Howard	Smith of Atascosa
McCann	Stinson

**HOUSE BILL NO. 367 ON SECOND READING**

(By unanimous consent.)

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 367, A bill to be entitled "An Act making it lawful to hunt or kill wild foxes in DeWitt County, repealing all laws in conflict therewith, and declaring an emergency."

The bill was read second time and was passed to engrossment.

**HOUSE BILL NO. 367 ON THIRD READING**

Mr. Bell moved that the Constitutional Rule requiring bills to be read on three several days be suspended

and that House Bill No. 367 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—133

Allen	Heflin
Allison	Helpinstill
Alsup	Henderson
Anderson	Hileman
Avant	Hobbs
Bailey	Howington
Baker	Hoyo
Bell	Huddleston
Benton	Huffman
Blankenship	Hughes
Boone	Humphrey
Brawner	Hutchinson
Bray	Isaacks
Bridgers	Jones
Brown	Kelly
Bruhl	Kennedy
Bullock	Kersey
Bundy	Kinard
Burnaman	Klingeman
Carlton	Knight
Carrington	Lansberry
Cato	Lehman
Chambers	Leyendecker
Clark	Little
Cleveland	Lock
Coker	Love
Colson, Mrs.	Lowry
Connelly	Lucas
Craig	Lyle
Crossley	McAlister
Crosthwait	McDonald
Davis	McGlasson
Deen	McLellan
Dickson of Bexar	McMurry
Donald	McNamara
Dove	Manford
Duckett	Manning
Ellis	Markle
Eubank	Matthews
Evans	Mills
Ferguson	Montgomery
Files	Moore
Fitzgerald	Morgan
Fuchs	Morris
Gandy	Morse
Garland	Murray
Gilmer	Nicholson
Goodman	Pace
Halsey	Parker
Hanna	Pevehouse
Hardeman	Phillips
Hargis	Rampy
Harris of Dallas	Reed of Bowie
Harris of Hill	Reed of Dallas

Ridgeway	Stanford
Roark	Stubbs
Roberts	Taylor
Rhodes	Thornton
Sallas	Turner
Senterfitt	Voigt
Sharpe	Walters
Shell	Wattner
Simpson	Weatherford
Skiles	White
Smith of Bastrop	Whitesides
Spacek	Winfree
Spangler	

## Absent

Bean	Favors
Burkett	Hartzog
Celaya	King
Daniel	Martin
Dwyer	Vale

## Absent—Excused

Dickson of Nolan	Price
Howard	Smith of Atascosa
McCann	Stinson

The Speaker then laid House Bill No. 367 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—133

Allen	Connelly
Allison	Craig
Alsup	Crossley
Anderson	Crothwait
Avant	Davis
Bailey	Deen
Baker	Dickson of Bexar
Bell	Donald
Benton	Dove
Blankenship	Duckett
Boone	Ellis
Brawner	Eubank
Bray	Evans
Bridgers	Ferguson
Brown	Files
Bruhl	Fitzgerald
Bullock	Fuchs
Bundy	Gandy
Burnaman	Garland
Carlton	Gilmer
Carrington	Goodman
Cato	Halsey
Chambers	Hanna
Clark	Hardeman
Cleveland	Hargis
Coker	Harris of Dallas
Colson, Mrs.	Harris of Hill

Heflin	Montgomery
Helpinstill	Moore
Henderson	Morgan
Hileman	Morris
Hobbs	Morse
Howington	Murray
Hoyo	Nicholson
Huddleston	Pace
Huffman	Parker
Hughes	Pevehouse
Humphrey	Phillips
Hutchinson	Rampy
Isaacks	Reed of Bowie
Jones	Reed of Dallas
Kelly	Ridgeway
Kennedy	Roark
Kersey	Roberts
Kinard	Rhodes
Klingeman	Sallas
Knight	Senterfitt
Lansberry	Sharpe
Lehman	Shell
Leyendecker	Simpson
Little	Skiles
Lock	Smith of Bastrop
Love	Spacek
Lowry	Spangler
Lucas	Stanford
Lyle	Stubbs
McAlister	Taylor
McDonald	Thornton
McGlasson	Turner
McLellan	Voigt
McMurry	Walters
McNamara	Wattner
Manford	Weatherford
Manning	White
Markle	Whitesides
Matthews	Winfree
Mills	

## Absent

Bean	Favors
Burkett	Hartzog
Celaya	King
Daniel	Martin
Dwyer	Vale

## Absent—Excused

Dickson of Nolan	Price
Howard	Smith of Atascosa
McCann	Stinson

## BILL RECOMMENDED

On motion of Mr. Favors, House Bill No. 164 was recommitted to the Committee on Criminal Jurisprudence.

HOUSE BILL NO. 271 ON SECOND  
READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 271, A bill to be entitled "An Act making an appropriation for the support and maintenance of the Judiciary of the State of Texas for the biennium beginning September 1, 1941, and ending August 31, 1943; requiring certain fees paid to clerks or officers of all Appellate Courts to

be deposited monthly in the State Treasury; prescribing certain rules and restrictions respecting the expenditures of appropriations made herein; suspending all laws in conflict herewith; declaring the invalidity of any portion of this Act shall not affect any other portion; and declaring an emergency."

The bill was read second time.

Mr. Reed of Dallas offered the following committee amendment to the bill:

Amend H. B. No. 271 by striking out all below the enacting clause and inserting in lieu thereof the following:

Section 1. That the several sums of money herein specified or so much thereof as may be necessary, are hereby appropriated out of any moneys in the State Treasury, not otherwise appropriated, for the purposes herein indicated, as follows:

COURT OF CIVIL APPEALS — FIRST DISTRICT  
GALVESTON

		For the Years Ending	
		August 31, 1942	August 31, 1943
Salaries and Maintenance			
1.	Three Judges at \$6,500 per year (S).....\$	19,500.00	\$ 19,500.00
2.	Clerk .....	3,780.00	3,780.00
3.	Deputy clerk or stenographer .....	1,800.00	1,800.00
4.	Deputy clerk or stenographer .....	1,500.00	1,500.00
5.	Porter .....	720.00	720.00
6.	Equipment, maintenance and contingent expenses .....	500.00	500.00
7.	Books for library, transferable .....	500.00	500.00
Totals .....		\$ 28,300.00	\$ 28,300.00

COURT OF CIVIL APPEALS — SECOND DISTRICT  
FORT WORTH

Salaries and Maintenance			
1.	Three Judges at \$6,500 per year (S).....\$	19,500.00	\$ 19,500.00
2.	Clerk .....	3,780.00	3,780.00
3.	Deputy clerk or stenographer .....	1,800.00	1,800.00
4.	Deputy clerk or stenographer .....	1,500.00	1,500.00
5.	Porter .....	720.00	720.00
6.	Equipment, maintenance and contingent expenses .....	500.00	500.00
7.	Books for library, transferable .....	500.00	500.00
8.	Book cases for library .....	300.00	
9.	Vacuum cleaner .....	100.00	
Totals .....		\$ 28,700.00	\$ 28,300.00

COURT OF CIVIL APPEALS — THIRD DISTRICT  
AUSTIN

Salaries and Maintenance			
1.	Three Judges at \$6,500 per year (S).....\$	19,500.00	\$ 19,500.00
2.	Clerk .....	3,780.00	3,780.00

		For the Years Ending	
		August 31, 1942	August 31, 1943
3.	Deputy clerk or stenographer.....	1,650.00	1,650.00
4.	Deputy clerk or stenographer.....	1,650.00	1,650.00
5.	Porter .....	720.00	720.00
6.	Equipment, maintenance and contingent expenses .....	600.00	600.00
7.	Books for library, transferable.....	300.00	300.00
8.	Venetian blinds .....	150.00	

Totals .....	\$ 28,350.00	\$ 28,200.00
--------------	--------------	--------------

**COURT OF CIVIL APPEALS — FOURTH DISTRICT  
SAN ANTONIO**

**Salaries and Maintenance**

1.	Three Judges at \$6,500 per year (S).....	\$ 19,500.00	\$ 19,500.00
2.	Clerk .....	3,780.00	3,780.00
3.	Deputy clerk or stenographer.....	1,800.00	1,800.00
4.	Deputy clerk or stenographer.....	1,500.00	1,500.00
5.	Porter .....	720.00	720.00
6.	Equipment, maintenance and contingent expenses .....	500.00	500.00
7.	Books for library, transferable.....	500.00	500.00

Totals .....	\$ 28,300.00	\$ 28,300.00
--------------	--------------	--------------

**COURT OF CIVIL APPEALS — FIFTH DISTRICT  
DALLAS**

**Salaries and Maintenance**

1.	Three Judges at \$6,500 per year (S).....	\$ 19,500.00	\$ 19,500.00
2.	Clerk .....	3,780.00	3,780.00
3.	Deputy clerk or stenographer.....	1,800.00	1,800.00
4.	Deputy clerk or stenographer.....	1,500.00	1,500.00
5.	Porter .....	720.00	720.00
6.	Equipment, maintenance and contingent expenses .....	500.00	500.00
7.	Books for library, transferable.....	500.00	500.00

Totals .....	\$ 28,300.00	\$ 28,300.00
--------------	--------------	--------------

**COURT OF CIVIL APPEALS — SIXTH DISTRICT  
TEXARKANA**

**Salaries and Maintenance**

1.	Three Judges at \$6,500 per year (S).....	\$ 19,500.00	\$ 19,500.00
2.	Clerk .....	3,780.00	3,780.00
3.	Deputy clerk or stenographer.....	1,800.00	1,800.00
4.	Deputy clerk or stenographer.....	1,500.00	1,500.00
5.	Porter .....	720.00	720.00
6.	Equipment, maintenance and contingent expenses .....	500.00	500.00
7.	Books for library, transferable.....	500.00	500.00

Totals .....	\$ 28,300.00	\$ 28,300.00
--------------	--------------	--------------

**COURT OF CIVIL APPEALS — SEVENTH DISTRICT  
AMARILLO**

**Salaries and Maintenance**

1.	Three Judges at \$6,500 per year (S).....	\$ 19,500.00	\$ 19,500.00
2.	Clerk .....	3,780.00	3,780.00

		For the Years Ending	
		August 31, 1942	August 31, 1943
3.	Deputy clerk or stenographer.....	1,800.00	1,800.00
4.	Deputy clerk or stenographer.....	1,500.00	1,500.00
5.	Porter .....	750.00	750.00
6.	Equipment, maintenance and contingent expenses .....	500.00	500.00
7.	Books for library, transferable.....	500.00	500.00
Totals .....		\$ 28,330.00	\$ 28,330.00

COURT OF CIVIL APPEALS — EIGHTH DISTRICT  
EL PASO

Salaries and Maintenance

1.	Three Judges at \$6,500 per year (S).....	\$ 19,500.00	\$ 19,500.00
2.	Clerk .....	3,780.00	3,780.00
3.	Deputy clerk or stenographer.....	1,800.00	1,800.00
4.	Deputy clerk or stenographer.....	1,500.00	1,500.00
5.	Porter .....	750.00	750.00
6.	Equipment, maintenance and contingent expenses .....	500.00	500.00
7.	Books for library, transferable.....	500.00	500.00
Totals .....		\$ 28,330.00	\$ 28,330.00

COURT OF CIVIL APPEALS — NINTH DISTRICT  
BEAUMONT

Salaries and Maintenance

1.	Three Judges at \$6,500 per year (S).....	\$ 19,500.00	\$ 19,500.00
2.	Clerk .....	3,780.00	3,780.00
3.	Deputy clerk or stenographer.....	1,800.00	1,800.00
4.	Deputy clerk or stenographer.....	1,500.00	1,500.00
5.	Porter .....	720.00	720.00
6.	Equipment, maintenance and contingent expenses .....	500.00	500.00
7.	Books for library, transferable.....	500.00	500.00
Totals .....		\$ 28,300.00	\$ 28,300.00

COURT OF CIVIL APPEALS — TENTH DISTRICT  
WACO

Salaries and Maintenance

1.	Three Judges at \$6,500 per year (S).....	\$ 19,500.00	\$ 19,500.00
2.	Special commissioner .....		
3.	Clerk .....	3,780.00	3,780.00
4.	Deputy clerk or stenographer.....	1,800.00	1,800.00
5.	Deputy clerk or stenographer.....	1,500.00	1,500.00
6.	Porter .....	720.00	720.00
7.	Equipment, maintenance and contingent expenses .....	500.00	500.00
8.	Books for library, transferable.....	500.00	500.00
9.	Furniture repairs .....		
Totals .....		\$ 28,300.00	\$ 28,300.00

COURT OF CIVIL APPEALS — ELEVENTH DISTRICT  
EASTLAND

Salaries and Maintenance

1.	Three Judges at \$6,500 per year (S).....	\$ 19,500.00	\$ 19,500.00
2.	Clerk .....	3,780.00	3,780.00



	For the Years Ending	
	August 31, 1942	August 31, 1943
3. Deputy clerk or stenographer.....	1,800.00	1,800.00
4. Deputy clerk or stenographer.....	1,500.00	1,500.00
5. Porter .....	720.00	720.00
6. Equipment, maintenance and contingent expenses .....	500.00	500.00
7. Books for library, transferable.....	500.00	500.00
Totals .....	\$ 28,300.00	\$ 28,300.00

SUPREME COURT OF TEXAS AND COMMISSION OF APPEALS,  
SECTIONS "A" AND "B"

Salaries and Miscellaneous

1. Three Judges of Supreme Court at \$8,- 000 per year (S).....	\$ 24,000.00	\$ 24,000.00
2. Six Judges of Commission of Appeals at \$7,500 per year (S).....	45,000.00	45,000.00
3. Clerk of Supreme Court, including serv- ices for Commission of Appeals.....	5,000.00	5,000.00
4. Reporter .....	3,300.00	3,300.00
5. Briefing clerks and law clerk-secretaries		
6. Briefing clerk .....	2,880.00	2,880.00
7. Briefing clerk .....	2,880.00	2,880.00
7-a. Briefing clerk .....	2,880.00	2,880.00
8. Law clerk-secretary to the Supreme Court	2,250.00	2,250.00
9. Law clerk-secretary to the Supreme Court	2,250.00	2,250.00
10. Law clerk-secretary to the Commission of Appeals .....	1,800.00	1,800.00
11. Law clerk-secretary to the Commission of Appeals .....	1,800.00	1,800.00
12. Law clerk-secretary to the Commission of Appeals .....	1,800.00	1,800.00
13. Law clerk-secretary to the Commission of Appeals .....	1,800.00	1,800.00
14. Marshal and assistant librarian.....	1,800.00	1,800.00
15. Porter for clerk's office.....	720.00	720.00
16. Deputy clerk and secretary to Board of Legal Examiners .....	2,880.00	2,880.00
17. Chief deputy clerk ("chief" added).....	2,880.00	2,880.00
18. Deputy clerk .....	2,520.00	2,520.00
19. Deputy clerk .....	2,520.00	2,520.00
20. Deputy clerk and assistant secretary to Board of Legal Examiners.....	2,100.00	2,100.00
21. Porter .....	720.00	720.00
22. Porter .....	720.00	720.00
23. Printing, postage, express, record books, rebinding, repairs, furniture, equipment, cases, law books for Supreme Court li- brary and contingent expenses.....	6,500.00	6,500.00
24. Expenses in putting into effect Rule- making Power Act, H. B. No. 108, Forty- sixth Legislature .....		
Totals, Supreme Court and Commission of Appeals.....	\$ 121,000.00	\$ 121,000.00

**COURT OF CRIMINAL APPEALS AND COMMISSION IN AID OF  
COURT OF CRIMINAL APPEALS**

		For the Years Ending	
		August 31, 1942	August 31, 1943
<b>Salaries and Maintenance</b>			
1.	Three Judges at \$8,000 per year (S).....	\$ 24,000.00	\$ 24,000.00
2.	Two Judges of Commission in aid of Court of Criminal Appeals at \$7,500 per year (S) .....	15,000.00	15,000.00
3.	Clerk .....	4,350.00	4,350.00
4.	Bailiff-secretary .....	2,250.00	2,250.00
5.	Secretary (was "briefing clerk") .....	2,250.00	2,250.00
6.	Secretary (was "briefing clerk") .....	2,250.00	2,250.00
7.	Law clerk-secretary .....	1,960.00	1,960.00
8.	Law clerk-secretary .....	1,960.00	1,960.00
9.	Court reporter .....	3,800.00	3,800.00
10.	Secretary-clerk for reporter .....	1,800.00	1,800.00
11.	Porter-file clerk .....	720.00	720.00
12.	Equipment, books, maintenance, and con- tingent expenses .....	2,000.00	2,000.00
13.	Purchase of books .....	In No. 12	
14.	Painting, floor covering and repairs— judges' offices, court room and clerk's office .....		
		8,000.00	
<b>Totals, Court of Criminal Appeals and Commission in aid of Court of Crimi- nal Appeals .....</b>			
		\$ 70,340.00	\$ 62,340.00

**STATE PROSECUTING ATTORNEY BEFORE COURT OF  
CRIMINAL APPEALS**

<b>Salaries and Maintenance</b>			
1.	Attorney (S) .....	\$ 6,000.00	\$ 6,000.00
2.	Clerk-secretary .....	2,100.00	2,100.00
3.	Books, telephone, telegraph, postage, box rent, furniture, supplies, equipment and contingent expenses .....	750.00	750.00
<b>Totals, State's Attorney .....</b>			
		\$ 8,850.00	\$ 8,850.00

**APPELLATE COURT REPORTS**

1.	Printing and binding Supreme Court and Court of Criminal Appeals' reports, by Board of Control .....	\$ 7,000.00	\$ 7,000.00
----	--	-------------	-------------

**JUDICIARY SECTION — COMPTROLLER'S DEPARTMENT**

1.	Salaries of one hundred and twenty-nine District Judges and Criminal District Judges at \$5,000 per year (S) .....	\$ 645,000.00	\$ 645,000.00
2.	Salaries, including the \$500 Constitu- tional allowance, of fifty-two District At- torneys at \$4,000 per year (as per Chap- ter 442, Acts Second Called Session, Forty-fourth Legislature) .....	208,000.00	208,000.00
3.	Salary of Criminal District Attorney in districts composed of two or more coun- ties (Section 18, Chapter 465, Forty- fourth Legislature) .....	4,500.00	4,500.00

		For the Years Ending	
		August 31, 1942	August 31, 1943
4.	Salary of District Attorney of Thirty-fourth District (El Paso)-----	5,500.00	5,500.00
5.	Salary of Assistant District Attorney of Thirty-fourth District (El Paso)-----	2,700.00	2,700.00
6.	Salary of Assistant District Attorney of Fifty-third District (Travis County)-----	3,000.00	3,000.00
7.	Salary of Assistant District Attorney of Fifty-third District (Travis County)-----	2,700.00	2,700.00
8.	Salary of Assistant District Attorney of Special Ninth District (H. B. No. 142, First Called Session of Forty-third Legislature) -----	2,750.00	2,750.00
9.	Salary of one Assistant District Attorney or one Investigator in Forty-ninth District -----	1,800.000	1,800.00
10.	Compensation of one Assistant District Attorney or one Special Investigator for each of the following Judicial Districts: Thirtieth and Seventy-second; at \$1,800 per year -----	3,600.00	3,600.00
11.	Salary of Assistant District Attorney in Forty-seventh District -----	2,510.00	2,510.00
12.	Salary of Assistant District Attorney of Twenty-second District (per Article 326K-3, Revised Civil Statutes of Texas, 1925) -----	3,600.00	3,600.00
13.	District Judges' and District Attorneys' expenses in districts composed of two or more counties (per Article 6820 and Article 326K-3, Revised Civil Statutes of Texas, 1925) -----	47,600.00	47,600.00
14.	Special District Judges' salaries and regular District Judges' expenses when holding Court out of their district-----	7,500.00	7,500.00
15.	Transcript fees to official court reporters for narrative statement of facts and/or in cases where Court is required and does appoint Attorney to represent defendant in criminal action, and when official reporter is required and does furnish Defendant's Attorney with transcript of his notes as is provided by law -----	1,000.00	1,000.00
16.	Fees and cost of officials in cases of escheated estates, including accrued fees -----	50.00	50.00
17.	Fees and cost of sheriffs, attorneys, and clerks in felony cases, and fees of county judges, county attorneys, justices of peace, sheriffs and constables in examining trials where indictments are returned -----	195,000.00	195,000.00
18.	Apportionment to counties at 10 cents per capita where county officers are paid salaries (per Chapter 465, Section 6a, Second Called Session, Acts, Forty-fourth Legislature). Should any county, by election of the Commissioners Court, change from salary to fee basis or vice versa the Comptroller shall make adjustment		

		For the Years Ending	
		August 31, 1942	August 31, 1943
	in the appropriations by transferring the correct amount from appropriation made for fees and costs of sheriff and other county officials to appropriation to pay counties on a per capita basis or vice versa as the case may be-----	486,677.60	486,677.60
19.	Apportionments to counties where county officers are paid salaries and where there is a criminal district attorney or county attorney performing the duties of district attorney (for 33 counties in 1940, per Subsection B, Section 13, Chapter 465, Acts, Forty-fourth Legislature) -----	146,429.00	146,429.00
20.	Expenses of attached witnesses, witness fees and mileage allowed witnesses in felony cases where the witness lives outside the county where the case is being tried -----	160,000.00	160,000.00
21.	Special judges of Supreme Court, Court of Criminal Appeals and Civil Appeals, where regular Judges are disqualified and where special judges are appointed; per diem to be same as regular district judge receives -----	1,200.00	1,200.00
22.	Expenses of Civil Judicial Council (per Senate Bill No. 52, First Called Session, Forty-first Legislature) -----	1,350.00	1,350.00
23.	Traveling expenses of judges of Courts of Civil Appeals when sitting in other districts -----	1,500.00	1,500.00
Totals, Judiciary Section of State Comptroller -----		\$1,933,966.60	\$1,933,966.60

## RECAPITULATION — JUDICIARY BUDGET

Court of Civil Appeals—First District, Galveston -----	\$ 28,300.00	\$ 28,300.00
Court of Civil Appeals—Second District, Fort Worth -----	28,700.00	28,300.00
Court of Civil Appeals—Third District, Austin -----	28,350.00	28,200.00
Court of Civil Appeals—Fourth District, San Antonio -----	28,300.00	28,300.00
Court of Civil Appeals—Fifth District, Dallas -----	28,300.00	28,300.00
Court of Civil Appeals—Sixth District, Texarkana -----	28,300.00	28,300.00
Court of Civil Appeals — Seventh District, Amarillo -----	28,330.00	28,330.00
Court of Civil Appeals—Eighth District, El Paso -----	28,330.00	28,330.00
Court of Civil Appeals—Ninth District, Beaumont -----	28,300.00	28,300.00
Court of Civil Appeals—Tenth District, Waco -----	28,300.00	28,300.00
Court of Civil Appeals — Eleventh District, Eastland -----	28,300.00	28,300.00
Supreme Court and Supreme Court Commission of Appeals -----	121,000.00	121,000.00

	For the Years Ending	
	August 31, 1942	August 31, 1943
Court of Criminal Appeals and Commission in Aid of Court of Criminal Appeals.....	70,340.00	62,340.00
State Prosecuting Attorney before Court of Criminal Appeals .....	8,850.00	8,850.00
Appellate Court Reports .....	7,000.00	7,000.00
Judiciary Section—Comptroller's Department..	1,933,966.60	1,933,966.60
Combined Grand Total—Judiciary.....	\$2,452,966.60	\$2,444,416.60

## GENERAL PROVISIONS — JUDICIARY

Sec. 2. All amounts appropriated in this Act for law books, or expended therefor under authority of this Act, shall be paid out of the General Fund and the special accounts in the General Revenue Fund as hereinafter provided. In accordance with the provisions of Chapter 104 of the printed General Laws of the Regular Session of the Forty-fourth Legislature, the several Courts of Civil Appeals are hereby authorized to purchase additional law books out of their local receipts, and there is hereby appropriated to each of said Courts for such purposes for each of the fiscal years ending August 31, 1942, and August 31, 1943, the sum of Seven Hundred Dollars (\$700) out of their local receipts in addition to the specific amounts herein appropriated for library books for said Courts; provided further, and in accordance with said law that any of said Courts of Civil Appeals receiving a specific appropriation of less than Seven Hundred Dollars (\$700) per year for library books shall not expend from said local receipts more than the said specific amount herein appropriated.

Sec. 3. All fees paid to any Court for which appropriations are made herein or to any of the clerks, officers, or employees of any such Court, whether such fees are for official or unofficial copies of opinions, carbon copies, or for other services or documents shall be deposited at the close of each month in the General Fund of the State Treasury and shall be carried as a special account in said fund for the Court depositing same, and none of such fees shall be retained by or paid to said clerks, officers, or employees. Each Court employee whose salary is provided for herein, except porters, shall file, with such Court monthly pay roll, with the Comptroller at the end of each month an affidavit showing that he has not retained any compensation out of any Court fees or other fees received by him of the Court during the previous month and showing that all such fees have been deposited in the State Treasury. The Comptroller shall not issue a warrant in payment of the salary of any such employee for any month unless and until the affidavit required herein has been filed for said previous month.

Sec. 4. (a). Appropriations made in this Act are intended to be, and shall be, construed as being the maximum sums, respectively, except the extra amounts for library books herein provided, which may be used in any way for the purpose or objects named in the Act, and obligations shall not be incurred in any case which, when the amount thereof added to expenditures actually made, will exceed such maximum sum; and no surplus shall be diverted from one appropriation to another, except transfers or adjustments may be made as between appropriated amounts for books, equipment, maintenance, and contingent items.

(b). All printing and stationery shall be purchased through the Board of Control and shall be confined to such articles and qualities as selected and contracted for by the Board of Control.

(c). No account against any items of witness fees, County Attorneys', Justices' of Peace, Sheriffs', and Constables' fees, and costs of Sheriffs, Attorneys, and Clerks in felony cases, shall be binding as an obligation against the State of Texas, until such account shall have been examined,

audited, and approved by the State Comptroller, and no such account shall be paid by the State Treasurer until the same has been approved by the Comptroller.

(d). It shall be the duty of each of the Appellate Courts and judicial agencies of the State annually, and within sixty (60) days after the close of the State's fiscal year, to make a sworn statement to the Governor and the Board of Control of all amounts received and/or expended by said Court and/or agency. A report from each Court shall be filed annually for the calendar year with the Governor, and a copy thereof with the State Board of Control, showing the total number of cases filed in each Court during the year, the number of cases transferred to and from such Court, the number of cases disposed of with proper divisional classification as to total number of cases similarly disposed of, that is, by dismissal, final judgment, reversal, affirmance and any other statistical data which may be required by the Governor or State Board of Control.

(e). Annual salaries provided for herein shall be paid in twelve (12) equal monthly installments.

(f). No funds appropriated in this Act shall be used to pay any expense of traveling outside the boundaries of the State of Texas except for returning fugitives on trips authorized by the Governor, or for payment (or reimburse for payment) of any tip or gratuity whatsoever.

Sec. 5. Each officer, agent, or employee of a Court named in this Act and entitled to be paid a salary or other compensation out of any appropriation above made shall be paid by warrant and/or check issued in his or her name and specifically showing the amount of salary or sum due and the services for which the payment is being made (with date or dates and place or places of performance of such services) such warrant and/or check to be endorsed, before payment thereof, by such officer, agent, or employee.

The following rules shall be observed by all officers and employees in rendering expense accounts before any expense account shall be paid from appropriations herein made for "Traveling Expenses" for employees, Judges, or officers:

There must be a concise statement of the duties performed and the points from and to which the employee, Judge, or officer travels, the hour of arrival at and departure from the designated post of duty, and the mode or modes of conveyance.

The name of each hotel, restaurant, boarding or rooming house at which meals and lodging are procured shall be given in every case. Fees, as tips to waiters on dining cars, or at hotels or restaurants or otherwise shall not be approved.

The use of railroad scrip books and other forms of transportation provided at the expense of the State are hereby prohibited, and hereafter all railroad and other transportation shall be paid in cash and properly listed in expense accounts rendered. Tax exemption certificates shall be used in all cases where the State is exempt from the payment of Government tax under Federal provision.

The State Comptroller shall be governed accordingly in the issuance of warrants covering payment for railroad scrip books and other forms of transportation.

Unless otherwise specifically provided by the statutes, it is provided that any officer or employee who travels on official State business and who uses his own car while so doing shall be reimbursed for the use of said car on the basis of the total mileage traveled during any calendar month at the following rate: Five cents (5¢) a mile for the first thousand miles traveled, four cents (4¢) a mile for the second thousand miles traveled, three cents (3¢) a mile for the third thousand miles traveled and two cents (2¢) a mile for each mile traveled in excess of three thousand miles.

Money appropriated above for stamps or postage shall be expended only upon warrants made payable to a Postmaster and endorsed by such Postmaster or his deputy or authorized clerk.

That portion of every appropriation out of State funds or local receipts made herein which is unexpended at the close of the fiscal year for which the appropriation is made shall immediately revert to and become a part of the General Revenue Fund. It is hereby provided that the word "unexpended" as used in this Act means "not disbursed nor contracted to be disbursed."

Sec. 6. All laws and parts of laws in conflict herewith are expressly suspended for the period of the biennium for which this appropriation is made.

Sec. 7. If any section, sentence, clause, or part of this Act shall, for any reason, be held to be invalid, such decision shall not affect the remaining portions of this Act, and it is hereby declared to be the intention of the Legislature to have passed each sentence, section, clause, or part thereof, irrespective of the fact that any other sentence, section, clause, or part thereof may be declared invalid.

Sec. 8. The fact that the above and foregoing is one of the regular appropriation bills to pay the salaries, support, maintenance, and operation of the Judiciary and other important agencies of the State for the two (2) fiscal years beginning September 1, 1941, and ending August 31, 1943, and the crowded condition of the calendar of the two Houses of the Legislature, create an emergency and an imperative public necessity, requiring the Constitutional Rule that bills be read on three several days be suspended, and the same is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

HOWARD,  
HUFFMAN,  
KELLY.

The committee amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 271 was then passed to engrossment.

#### HOUSE BILL NO. 271 ON THIRD READING

Mr. Reed of Dallas moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that House Bill No. 271 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—132

Allen	Blankenship
Allison	Boone
Alsup	Brawner
Anderson	Bray
Avant	Bridgers
Bailey	Brown
Baker	Bruhl
Bean	Bullock
Bell	Bundy
Benton	Burkett

Carlton	Harris of Dallas
Carrington	Harris of Hill
Cato	Hartzog
Chambers	Heflin
Clark	Helpinstill
Cleveland	Henderson
Coker	Hileman
Colson, Mrs.	Hobbs
Connelly	Howington
Craig	Hoyo
Crossley	Huddleston
Crosthwait	Huffman
Daniel	Hughes
Davis	Humphrey
Deen	Hutchinson
Dickson of Bexar	Isaacks
Donald	Jones
Dove	Kelly
Dwyer	Kennedy
Ellis	Kersey
Eubank	King
Evans	Klingeman
Favors	Knight
Ferguson	Lansberry
Files	Lehman
Fitzgerald	Little
Fuchs	Lock
Gandy	Love
Garland	Lowry
Gilmer	Lucas
Goodman	Lyle
Halsey	McAlister
Hanna	McDonald
Hargis	McGlasson

McMurry	Roberts
McNamara	Rhodes
Manford	Sallas
Manning	Senterfitt
Markle	Sharpe
Matthews	Shell
Mills	Simpson
Montgomery	Skiles
Moore	Smith of Bastrop
Morgan	Spacek
Morris	Stanford
Morse	Stubbs
Murray	Taylor
Pace	Thornton
Parker	Turner
Pevehouse	Voigt
Phillips	Walters
Rampy	Wattner
Reed of Bowie	Weatherford
Reed of Dallas	White
Ridgeway	Whitesides
Roark	Winfree

## Absent

Burnaman	McLellan
Celaya	Martin
Duckett	Nicholson
Hardeman	Spangler
Kinard	Vale
Leyendecker	

## Absent—Excused

Dickson of Nolan	Price
Howard	Smith of Atascosa
McCann	Stinson

The Speaker then laid House Bill No. 271 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—132

Allen	Bundy
Allison	Burkett
Alsup	Carlton
Anderson	Carrington
Avant	Cato
Bailey	Chambers
Baker	Clark
Bean	Cleveland
Bell	Coker
Benton	Colson, Mrs.
Blankenship	Connelly
Boone	Craig
Brawner	Crossley
Bray	Crosthwait
Bridgers	Daniel
Brown	Davis
Bruhl	Deen
Bullock	Dickson of Bexar

Donald	Lyle
Dove	McAlister
Dwyer	McDonald
Ellis	McGlasson
Eubank	McMurry
Evans	McNamara
Favors	Manford
Ferguson	Manning
Files	Markle
Fitzgerald	Matthews
Fuchs	Mills
Gandy	Montgomery
Garland	Moore
Gilmer	Morgan
Goodman	Morris
Halsey	Morse
Hanna	Murray
Hargis	Pace
Harris of Dallas	Parker
Harris of Hill	Pevehouse
Hartzog	Phillips
Heflin	Rampy
Helpinstill	Reed of Bowie
Henderson	Reed of Dallas
Hileman	Ridgeway
Hobbs	Roark
Howington	Roberts
Hoyo	Rhodes
Huddleston	Sallas
Huffman	Senterfitt
Hughes	Sharpe
Humphrey	Shell
Hutchinson	Simpson
Isaacks	Skiles
Jones	Smith of Bastrop
Kelly	Spacek
Kennedy	Stanford
Kersey	Stubbs
King	Taylor
Klingeman	Thornton
Knight	Turner
Lansberry	Voigt
Lehman	Walters
Little	Wattner
Lock	Weatherford
Love	White
Lowry	Whitesides
Lucas	Winfree

## Absent

Burnaman	McLellan
Celaya	Martin
Duckett	Nicholson
Hardeman	Spangler
Kinard	Vale
Leyendecker	

## Absent—Excused

Dickson of Nolan	Price
Howard	Smith of Atascosa
McCann	Stinson



### BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

The Speaker signed in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills and resolutions:

S. C. R. No. 19, Authorizing the loan of certain highway equipment.

S. C. R. 20, Urging the United States Government to establish Powder and National Defense Munitions Plants in Texas.

H. C. R. No. 30, Authorizing the loan of certain highway equipment.

H. C. R. No. 10, Providing for the appointment of committee to make certain investigation.

H. C. R. No. 42, Recalling House Bill No. 140 from the Governor.

H. C. R. No. 47, Relative to certain adjournment period.

H. B. No. 108, "An Act amending Senate Bill No. 427 of the 46th Legislature and providing for the employment of part-time employees by the heads of departments, boards, or commissions of the State Government; and providing for the salaries of such part-time employees; and declaring an emergency."

H. B. No. 151, "An Act defining the jurisdiction of the County Court of Panola County and diminishing its civil jurisdiction; providing that the District Court of Panola County shall have jurisdiction in all civil matters over which by law the County Court would have jurisdiction; providing for the transfer of civil causes from the County Court to the District Court of Panola County; providing for the repeal of all laws in conflict therewith; and declaring an emergency."

H. B. No. 234, "An Act validating the incorporation of all cities and towns in Texas of 5,000 inhabitants or less heretofore incorporated and/or attempted in good faith to be incorporated under the general laws of Texas; providing that the incorporation of such cities and towns shall not be held invalid on account of irregularities in ordering the incorporation election, election proceedings and/or canvassing returns

and declaring result thereof; and validating all governmental proceedings performed in good faith by the governing bodies of such cities and towns since their incorporation or attempted incorporation respectively; and declaring an emergency."

H. B. No. 259, "An Act amending Chapter 73, General Laws of the Regular Session of the 44th Legislature so as to fix the maximum rate of tax to be levied for school purposes in all independent school districts which include within their limits a city or town which according to the latest Federal Census has a population of not fewer than five thousand eight hundred and fifteen (5,815) and not more than five thousand, eight hundred and thirty-five (5,835) inhabitants, whether organized under General or Special Law, and declaring an emergency."

S. B. No. 4, "An Act amending Article 2654 of the R. C. S. of Texas of 1925, as amended by Chapter 237, Acts of the Regular Session of the 40th Legislature, etc., and declaring an emergency."

### ADJOURNMENT

Mr. Anderson moved that the House recess until 2:00 o'clock p. m., today.

Mr. Hughes moved that the House adjourn until 10:00 o'clock a. m., tomorrow.

Mr. Kersey moved that the House adjourn until 10:00 o'clock a. m., next Monday.

The motion of Mr. Kersey prevailed and the House accordingly at 12.30 o'clock p. m., adjourned until 10:00 o'clock a. m., next Monday, February 24.

### APPENDIX

#### STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills and resolutions, as follows:

Education: H. B. Nos. 98 and 312.

Insurance: H. B. Nos. 5, 51, 263 and 264.

Highways and Motor Traffic: H. B. No. 77.

Rules: H. S. R. No. 122.

State Affairs: H. B. Nos. 154 and 338; H. C. R. No. 38.

Counties: H. B. Nos. 418 and 422; S. B. Nos. 19, 171, 172 and 173.

The Committee on Education filed an adverse report on H. B. No. 149.

#### REPORT OF THE COMMITTEE ON ENGROSSED BILLS

Austin, Texas, February 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 46, Inviting Sam Jones, Governor of the State of Louisiana, to address a joint assembly of the House of Representatives and the Texas Senate on Monday at 11 o'clock, or at such time as is suitable to his plans.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 44, Authorizing the Enrolling Clerk to make certain corrections in H. B. No. 328.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 47, Granting permission to House and Senate to adjourn for certain period.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 19, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 330, A bill to be entitled "An Act amending Senate Bill No. 355, same being Chapter 338, Acts of the Regular Session of the Forty-fourth Legislature, as amended by Senate Bill No. 309, same being Chapter 341, Acts of the Forty-fifth Legislature, as amended by Senate Bill No. 99, Acts of the Regular Session of the Forty-sixth Legislature, by adding a new section prescribing the procedure to be followed by the Assessor and Collector of Taxes of Coleman County, Texas, in paying over to the Central Colorado River Authority the moneys granted said Authority under the provisions of Section 17a of Senate Bill No. 99, Acts of the Regular Session of the Forty-sixth Legislature; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 19, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 43, Authorizing the State Highway Department to loan to the School Board of the Nocona Independent School District enough discarded guard rails to properly protect three thousand (3,000) lineal feet of the athletic field at Nocona.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

#### REPORT OF THE COMMITTEE ON ENROLLED BILLS

Austin, Texas, February 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 151, "An Act defining the jurisdiction of the County Court

of Panola County and diminishing its civil jurisdiction; providing that the District Court of Panola County shall have jurisdiction in all civil matters over which by law the County Court would have jurisdiction; providing for the transfer of civil causes from the County Court to the District Court of Panola County; providing the Act shall not affect judgments heretofore rendered by said County Court in causes now transferred to the District Court of said County; providing for the repeal of all laws in conflict therewith; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, February 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 108, "An Act amending Senate Bill No. 427 of the Forty-sixth Legislature and providing for the employment of part-time employees by the heads of departments, boards, or commissions of the State government; and providing for the salaries of such part-time employees; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, February 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir. Your Committee on Enrolled Bills, to whom was referred

H. B. No. 259, "An Act amending Chapter 73, General Laws of the Regular Session of the Forty-fourth Legislature, so as to fix the maximum rate of tax to be levied for school purposes in all independent school districts which include within their limits a city or town which according to the latest Federal Census has a population of not fewer than five thousand, eight hundred and fifteen (5,815) and not more than five thousand, eight hundred and thirty-five (5,835) inhabitants, whether organized under General or Special Law; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, February 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives:

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 234, "An Act validating the incorporation of all cities and towns in Texas of five thousand (5,000) inhabitants or less heretofore incorporated and/or attempted in good faith to be incorporated under the General Laws of Texas; providing that the incorporation of such cities and towns shall not be held invalid on account of irregularities in ordering the incorporation election, election proceedings and/or canvassing returns and declaring result thereof; providing the Act shall not have any effect upon suits pending on the effective date of the Act, or suits to be filed within ninety (90) days; and validating all governmental proceedings performed in good faith by the governing bodies of such cities and towns since their incorporation or attempted incorporation respectively; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, February 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 10, Appointing a Committee composed of three (3) members of the House and two (2) of the Senate to investigate and make a report on the agricultural situation in the State of Texas in its relation to the general economic structure of the State and Nation.

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, February 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 30, Authorizing the loan of certain highway equipment.

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, February 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 42, Authorizing the recalling of House Bill No. 140 from the Governor's office for the purpose of making said correction.

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, February 20, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 47, Granting each House the permission to adjourn on Thursday, February 20, to Monday, February 24, 1941.

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

#### SENT TO THE GOVERNOR

February 20, 1941

House Concurrent Resolution No. 10.

House Concurrent Resolution No. 30.

House Concurrent Resolution No. 42.

House Bill No. 151.

House Bill No. 234.

House Bill No. 259.

House Bill No. 108.

#### TWENTY-SIXTH DAY

(Monday, February 24, 1941)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Leonard.

The roll of the House was called, and the following Members were present:

Mr. Speaker

Allen

Allison

Alsop

Anderson

Avant

Bailey

Baker

Bean

Bell

Benton

Blankenship

Boone

Brawner

Bray

Bridgers

Brown

Bruhl

Bullock

Bundy

Burkett

Burnaman

Carlton

Carrington

Cato

Celaya

Chambers

Clark

Cleveland

Coker

Colson, Mrs.

Connelly

Craig

Crossley

Crosthwait

Daniel

Davis

Deen

Dickson of Bexar

Dickson of Nolan

Donald

Dove

Duckett

Dwyer

Ellis

Eubank

Evans

Favors

Ferguson

Files

Fitzgerald

Fuchs

Gandy

Garland

Gilmer

Goodman

Halsey

Hanna

Hardeman

Hargis

Harris of Dallas

Harris of Hill

Hartzog

Heflin

Helpinstill

Henderson

Hileman

Hobbs

Howington

Hoyo

Huddleston

Huffman

Hughes

Humphrey

Hutchinson

Isaacks

Jones

Kelly

Kennedy

Kersey

Kinard

King

Klingeman

Knight

Lansberry

Lehman

Little

Lock

Love

Lowry

Lucas

Lyle

McAlister

McCann

McDonald

McGlasson

McLellan

McMurry

McNamara

Manford

Manning

Markle

Martin

Matthews

Mills

Montgomery

Moore

Morgan

Morris

Morse

Murray

Nicholson

Pace

Parker

Pevehouse

Phillips